



City of Round Rock

Meeting Minutes - Draft

City Council

Thursday, November 12, 2020

SPECIAL NOTE:

Pursuant to the March 16, 2020 proclamation issued by Governor Abbott, this meeting was held in person and by video conference in order to advance the public health goal of limiting face-to-face meetings (also called "social distancing") to slow the spread of COVID-19.

Council Members were present in the City Council chambers. Members of the public were to speak during Citizen Communication and public hearings by attending the meeting in person in the City Council chambers, or, for those members of the public that did not want to attend the meeting in person, were able to speak via videoconferencing.

This meeting was also viewable live online at www.roundrocktexas.gov/tv, and on Spectrum Channel 10 and U-Verse Channel 99.

CALL MEETING TO ORDER

The Round Rock City Council met in regular session on Thursday, November 12, 2020 in the City Council Chambers located at 221 E. Main Street, Round Rock, Texas 78664. Mayor Morgan called the meeting to order at 6:05 PM.

ROLL CALL

Present: 7 - Mayor Craig Morgan
Mayor Pro-Tem Writ Baese
Council Member Tammy Young
Council Member Rene Flores
Council Member Matthew Baker
Council Member Will Peckham
Council Member Hilda Montgomery

Absent: 0

PLEDGES OF ALLEGIANCE

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

CITIZEN COMMUNICATION

Paul McCartney, 1937 Mulligan Drive, Round Rock spoke regarding property acquisition at 217 Commerce Cove.

Jay Howard with Texas Disposal Systems, 13305 View Ridge Court, Austin, spoke to the City Council expressing interest in being able to competitively bid for solid waste service in the city of Round Rock.

Shirley Marquardt Tynan, 3104 Pecan Crest Cv, Round Rock, spoke regarding the need for funding to restore the stage coach inn.

PROCLAMATIONS, STAFF RECOGNITION AND SPECIAL PRESENTATIONS:**E.1** [Consider a presentation regarding the Annual Local Legend Awards.](#)

The Mayor went out of order of the regular agenda to consider the following items:

I.3 [Consider public testimony regarding, and an ordinance rezoning 1.06 acres located south of Pecan Avenue and east of Spring Street from the TF \(Two-Family\) zoning district to the PUD \(Planned Unit Development\) No. 123 zoning district. \(First Reading\)*](#)

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

A motion was made by Mayor Pro-Tem Baese, seconded by Council Member Peckham, to approve the first reading the Ordinance. The motion passed by the following vote:

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Council Member Young
Council Member Flores
Council Member Baker
Council Member Peckham
Council Member Montgomery

Nays: 0

Absent: 0

A motion was made by Council Member Flores, 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 Baese
Council Member Young
Council Member Flores
Council Member Baker
Council Member Peckham
Council Member Montgomery

Nays: 0

Absent: 0

H.19 [Consider a resolution nominating a candidate to fill a vacancy on the Williamson Central Appraisal District Board of Directors.](#)

Susan Morgan, CFO made the staff presentation.

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

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Council Member Young
Council Member Flores
Council Member Baker
Council Member Peckham
Council Member Montgomery

Nays: 0

Absent: 0

I.4 [Consider public testimony regarding, and an ordinance rezoning 10.09 acres located southeast corner of the intersection of Bass Pro Drive and N. Mays Street from the PUD \(Planned Unit Development\) No. 60 zoning district to the PUD \(Planned Unit Development\) No. 124 zoning district. \(First Reading\)*](#)

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

A motion was made by Council Member Flores, seconded by Council Member Peckham, to approve the first reading the Ordinance. The motion passed by the following vote:

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Council Member Young
Council Member Flores
Council Member Baker
Council Member Peckham
Council Member Montgomery

Nays: 0

Absent: 0

A motion was made by Mayor Pro-Tem Baese, seconded by Council Member 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 Baese
Council Member Young
Council Member Flores
Council Member Baker
Council Member Peckham
Council Member Montgomery

Nays: 0

Absent: 0

The Mayor continued with the regular order of the agenda.

STAFF PRESENTATIONS:

F.1 [Consider a presentation and department update from Information Technology.](#)

Heath Douglas, CIO, made the staff presentation.

APPROVAL OF MINUTES:

G.1 [Consider approval of the minutes for the October 22, 2020 City Council meeting.](#)

A motion was made by Council Member Peckham, seconded by Council Member Flores, to approve the Minutes as presented. The motion passed by the following vote:

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Council Member Young
Council Member Flores
Council Member Baker
Council Member Peckham
Council Member Montgomery

Nays: 0

Absent: 0

RESOLUTIONS:

H.1 [Consider a resolution authorizing the Mayor to execute an Agreement with Gear Cleaning Solutions, LLC for the purchase of firefighter turnout gear cleaning, inspection and repair services.](#)

Robert Isbell, Fire Chief, made the staff presentation.

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

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Council Member Young
Council Member Flores
Council Member Baker
Council Member Peckham
Council Member Montgomery

Nays: 0

Absent: 0

H.2 [Consider a resolution authorizing the Mayor to execute an Agreement with Pioneer Manufacturing Company for purchase of grounds maintenance equipment, irrigation parts, supplies and installations.](#)

Brian Stillman made the staff presentation.

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

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Council Member Young
Council Member Flores
Council Member Baker
Council Member Peckham
Council Member Montgomery

Nays: 0

Absent: 0

H.3 [Consider a resolution authorizing the Mayor to execute an Agreement with Shade Structure, Inc. for the purchase and installation of a shade structure for the Old Settlers Park Adult Recreation Complex Basketball Court 2020 Project.](#)

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

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

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Council Member Young
Council Member Flores
Council Member Baker
Council Member Peckham
Council Member Montgomery

Nays: 0

Absent: 0

H.4 [Consider a resolution authorizing the Mayor to execute an Agreed Judgment in the condemnation suit styled City of Round Rock, Texas v. VHA Properties, LLC for the acquisition of a 0.424-acre trail easement for the Brushy Creek Trail.](#)

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

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

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Council Member Young
Council Member Flores
Council Member Baker
Council Member Peckham
Council Member Montgomery

Nays: 0

Absent: 0

H.5 [Consider a resolution authorizing the Mayor to execute a Real Estate Contract with VHA Properties, LLC for the purchase of an approximately 0.855-acre tract of land needed for the Brushy Creek Trail.](#)

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

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

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Council Member Young
Council Member Flores
Council Member Baker
Council Member Peckham
Council Member Montgomery

Nays: 0

Absent: 0

H.6 [Consider a resolution authorizing the Mayor to execute Supplement Contract No. 3 with Rodriguez Transportation Group, Inc. for the Gattis School Road \(Segment 3\) Project.](#)

Gary Hudder, Transportation Director made the staff presentation.

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

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Council Member Young
Council Member Flores
Council Member Baker
Council Member Peckham
Council Member Montgomery

Nays: 0

Absent: 0

H.7 [Consider a resolution rejecting all bids submitted for the Oakmont Drive Extension Project.](#)

Gary Hudder, Transportation Director made the staff presentation.

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

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Council Member Young
Council Member Flores
Council Member Baker
Council Member Peckham
Council Member Montgomery

Nays: 0

Absent: 0

H.8 [Consider a resolution authorizing the Mayor to execute an Agreement with DIJ Construction, Inc. for pavement marking and curb painting services.](#)

Gary Hudder, Transportation Director made the staff presentation.

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

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Council Member Young
Council Member Flores
Council Member Baker
Council Member Peckham
Council Member Montgomery

Nays: 0

Absent: 0

H.9 [Consider a resolution authorizing the Mayor to execute an Agreement with TraStar, Inc. for the purchase of outdoor street lighting.](#)

Gary Hudder, Transportation Director made the staff presentation.

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

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Council Member Young
Council Member Flores
Council Member Baker
Council Member Peckham
Council Member Montgomery

Nays: 0

Absent: 0

H.10 [Consider a resolution authorizing the submittal of a grant application for FY 2020 Federal Transit Authority Section 5307 funds for the fixed route bus system and paratransit services.](#)

Gary Hudder, Transportation Director made the staff presentation.

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

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Council Member Young
Council Member Flores
Council Member Baker
Council Member Peckham
Council Member Montgomery

Nays: 0

Absent: 0

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

ORDINANCES:

- I.2** [Consider an ordinance vacating, abandoning and closing a 0.060-acre portion of a street and/or alley in the W. Anderson Addition, Block 3 between Lee Street and IH-35 frontage road. \(First Reading\)*](#)

Gary Hudder, Transportation Director made the staff presentation.

A motion was made by Council Member Young, seconded by Council Member Flores, to approve the first reading the Ordinance. The motion passed by the following vote:

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Council Member Young
Council Member Flores
Council Member Baker
Council Member Peckham
Council Member Montgomery

Nays: 0

Absent: 0

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

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Council Member Young
Council Member Flores
Council Member Baker
Council Member Peckham
Council Member Montgomery

Nays: 0

Absent: 0

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

RESOLUTIONS CONTINUED:

H.11 [Consider a resolution authorizing the Mayor to execute Supplemental Contract No. 2 with CP&Y, Inc. for the Northeast Downtown Improvements Project.](#)

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

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

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Council Member Young
Council Member Flores
Council Member Baker
Council Member Peckham
Council Member Montgomery

Nays: 0

Absent: 0

H.12 [Consider a resolution authorizing the Mayor to execute a Contract for Engineering Services with Kasberg, Patrick & Associates, LP for the Cycle 3 - Basin 4 and 5 - Wastewater Main Rehabilitation Project.](#)

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

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

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Council Member Young
Council Member Flores
Council Member Baker
Council Member Peckham
Council Member Montgomery

Nays: 0

Absent: 0

H.13 [Consider a resolution setting the date, time, and place for a public hearing regarding proposed amendments to the land use assumptions, the capital improvements plan, and/or the water and wastewater impact fees.](#)

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

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

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Council Member Young
Council Member Flores
Council Member Baker
Council Member Peckham
Council Member Montgomery

Nays: 0

Absent: 0

H.14 [Consider a resolution authorizing the Mayor to execute a Second Amendment to the Wastewater Service Agreement with the City of Leander.](#)

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

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

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Council Member Young
Council Member Flores
Council Member Baker
Council Member Peckham
Council Member Montgomery

Nays: 0

Absent: 0

- H.15** [Consider a resolution determining the necessity for, and authorizing the use of the City's power of eminent domain to acquire an electric utility easement in and across two parcels of land totaling a 0.321-acre tract of land owned by Our Lady Queen of Peace House of Prayer for the Brushy Creek Regional Utility Authority's Raw Water Delivery System.](#)

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

A motion was made by Mayor Pro-Tem Baese, seconded by Council Member Peckham, that the City Council approve this resolution which authorizes the use of the power of eminent domain to acquire an electric utility easement in and across the following parcel of land for construction of certain raw water line and electric utility improvements to and for the regional water treatment and distribution system of the Brushy Creek Regional Utility Authority, Inc.: a 0.321-acre tract of land from property owned by Our Lady Queen of Peace House of Prayer for, as described in Exhibit A of the resolution. The motion passed by the following vote:

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Council Member Young
Council Member Flores
Council Member Baker
Council Member Peckham
Council Member Montgomery

Nays: 0

Absent: 0

- H.16** [Consider a resolution determining the necessity for, and authorizing the use of the City's power of eminent domain to acquire an electric utility easement in and across a 0.125-acre tract of land owned by Richard Scroggins for the Brushy Creek Regional Utility Authority's Raw Water Delivery System.](#)

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

A motion was made by Mayor Pro-Tem Baese, seconded by Council Member Peckham, that the City Council approve this resolution which authorizes the use of the power of eminent domain to acquire an electric utility easement in and across the following parcel of land for construction of certain raw water line and electric utility improvements to and for the regional water treatment and distribution system of the Brushy Creek Regional Utility Authority, Inc.: a 0.125-acre tract of land from property owned by Richard Scroggins, as described in Exhibit A of the resolution. The motion passed by the following vote:

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Council Member Young
Council Member Flores
Council Member Baker
Council Member Peckham
Council Member Montgomery

Nays: 0

Absent: 0

H.17 [Consider a resolution determining the necessity for, and authorizing the use of the City's power of eminent domain to acquire an electric utility easement in and across a 0.172-acre tract of land owned by Steven P. Huemann and Antonia M. Huemann for the Brushy Creek Regional Utility Authority's Raw Water Delivery System.](#)

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

A motion was made by Mayor Pro-Tem Baese, seconded by Council Member Peckham, that the City Council approve this resolution which authorizes the use of the power of eminent domain to acquire an electric utility easement in and across the following parcel of land for construction of certain raw water line and electric utility improvements to and for the regional water treatment and distribution system of the Brushy Creek Regional Utility Authority, Inc.: a 0.172-acre tract of land from property owned by Steven P. Huemann and Antonia M. Huemann, as described in Exhibit A of the resolution. The motion passed by the following vote:

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Council Member Young
Council Member Flores
Council Member Baker
Council Member Peckham
Council Member Montgomery

Nays: 0

Absent: 0

- H.18** [Consider a resolution determining the necessity for, and authorizing the use of the City's power of eminent domain to acquire an electric utility easement in and across a 0.133-acre tract of land owned by Bruce A. Bunge and Kathryn Deann Bunge for the Brushy Creek Regional Utility Authority's Raw Water Delivery System.](#)

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

A motion was made by Mayor Pro-Tem Baese, seconded by Council Member Peckham, tthat the City Council approve this resolution which authorizes the use of the power of eminent domain to acquire an electric utility easement in and across the following parcel of land for construction of certain raw water line and electric utility improvements to and for the regional water treatment and distribution system of the Brushy Creek Regional Utility Authority, Inc.: a 0.133-acre tract of land from property owned by Bruce A. Bunge and Kathryn Deann Bunge, as described in Exhibit A of the resolution. The motion passed by the following vote:

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Council Member Young
Council Member Flores
Council Member Baker
Council Member Peckham
Council Member Montgomery

Nays: 0

Absent: 0

- H.20** [Consider a resolution expressing official intent to reimburse certain project expenditures in conjunction with the new main Library from the proceeds of a future General Obligations bond sale.](#)

Susan Morgan, CFO, made the staff presentation.

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

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Council Member Young
Council Member Flores
Council Member Baker
Council Member Peckham
Council Member Montgomery

Nays: 0

Absent: 0

H.21 [Consider a resolution expressing official intent to reimburse cost of acquiring certain vehicles and equipment.](#)

Susan Morgan, CFO, made the staff presentation.

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

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Council Member Young
Council Member Flores
Council Member Baker
Council Member Peckham
Council Member Montgomery

Nays: 0

Absent: 0

H.22 [Consider a resolution approving the FY 2020/2021 Self-Funded Health Insurance Budget.](#)

Susan Morgan, CFO, made the staff presentation.

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

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Council Member Young
Council Member Flores
Council Member Baker
Council Member Peckham
Council Member Montgomery

Nays: 0

Absent: 0

ORDINANCES CONTINUED:

I.1 [Consider an ordinance adopting Amendment No. 2 to the FY 2019-2020 Operating Budget. \(First Reading\)\(Requires Two Readings\)](#)

Susan Morgan, CFO, made the staff presentation.

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

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Council Member Young
Council Member Flores
Council Member Baker
Council Member Peckham
Council Member Montgomery

Nays: 0

Absent: 0

COUNCIL COMMENTS REGARDING ITEMS OF COMMUNITY INTEREST

EXECUTIVE SESSION:

- K.1** [Consider Executive Session as authorized by §551.087, Government Code, related to consultation with the City Attorney regarding potential legal issues with the Economic Development Program Agreement with Crow Group Series, LLC.](#)
- K.2** [Consider Executive Session as authorized by §551.072, Government Code, related to the sale and/or value of real property to wit: 217 Commerce Cove.](#)

The Council recessed to executive session. Mayor Morgan called the session to order at 8:26 PM and adjourned it at 9:03 PM.

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

ACTION RELATIVE TO EXECUTIVE SESSION:

- L.1** [Consider possible action relative to executive session regarding potential legal issues with the Economic Development Program Agreement with Crow Group Series, LLC.](#)
- This item was pulled and no action taken.*
- L.2** [Consider possible action related to the value/sale of real property to wit: 217 Commerce Cove, Round Rock.](#)

A motion was made by Council Member Baker, seconded by Council Member Peckham, to direct the City Attorney to negotiate with Paul McCartney for the sale of 217 Commerce Cove. The motion passed by the following vote:

Ayes: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Council Member Young
Council Member Flores
Council Member Baker
Council Member Peckham
Council Member Montgomery

Nays: 0

Absent: 0

ADJOURNMENT

There being no further business, Mayor Morgan adjourned the meeting at 9:07 PM.

Respectfully Submitted,

Sara L. White, City Clerk