

City of Round Rock
Regular City Council Meeting
Thursday, October 10, 2013

The Round Rock City Council met in Regular Session on Thursday, October 10, 2013, in the City Council Chamber, 221 E. Main Street.

[CALL REGULAR SESSION TO ORDER - 7:00 P.M.](#)

Mayor McGraw called the meeting to order at 7:06 p.m.

[ROLL CALL](#)

Those members present were Mayor Alan McGraw, Mayor Pro-Tem Kris Whitfield, Councilmember George White, Councilmember Joe Clifford, and Councilmember John Moman. Also present were City Manager Steve Norwood, City Attorney Steve Sheets, Assistant City Manager Laurie Hadley, and Assistant City Manager Bryan Williams. Councilmembers Craig Morgan and Carlos T. Salinas were absent from this meeting.

[PLEDGES OF ALLEGIANCE](#)

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

[CITIZEN COMMUNICATION](#)

Ken Wood, Baca Center, spoke regarding the upcoming play, "From Hair to Eternity" at the Baca center.

[PROCLAMATIONS, STAFF RECOGNITION AND SPECIAL PRESENTATIONS:](#)

[E.1 Consider proclaiming October 2013 as "White Cane Month" in the City of Round Rock.](#)

Shirley Dillman, with the Round Rock Noon Lions club, accepted the proclamation.

WHEREAS, the white cane and dog guide are tools that are key to greater mobility and independence for the blind and visually impaired; and

WHEREAS, for the sighted, the white cane and the dog guide are reminders to respond with respect and courtesy to individuals using them; and

WHEREAS, for all of us, they are reminders of our commitment to removing barriers both physical and attitudinal, that prevent people who are blind from reaching their full potential; and

WHEREAS, White Cane Days promote awareness of the independence and contributions that blind individuals make to the social and economic life of our community; and

WHEREAS, in 1963, the National Federation of the Blind called upon the governors of the 50 states to recognize White Cane Day each year; and

WHEREAS, in October of 1964, a joint resolution of Congress authorized the President of the United States to annually proclaim October 15th as "White Cane Safety Day";

NOW THEREFORE, I, ALAN MCGRAW, Mayor of the City of Round Rock, Texas, do hereby proclaim October 2013 as

"WHITE CANE MONTH"

in the City of Round Rock, and I furthermore commend the Round Rock Noon Lions for their endeavor to raise awareness and financial support for programs enabling the visually challenged to live more independent, self-sufficient and dignified lives.

PROCLAIMED this 10th day of October 2013.

[CONSENT AGENDA:](#)

The following items were considered with one motion and there was no separate discussion of the items and no items were removed from the consent agenda and considered separately:

F. 1 Consider approval of the minutes for the September 26, 2013 City Council meeting.

F.2 Consider a resolution authorizing a property tax refund to Lawrence H. and Marjean A. Allen for 2012 taxes in the amount of \$635.97.

F.3 Consider a resolution authorizing a property tax refund to Stephen and Shanna Childers for 2012 taxes in the amount of \$569.03.

F.4 Consider a resolution authorizing a property tax refund to Loe E. and Emma J. Logan for 2012 taxes in the amount of \$596.11.

F.5 Consider a resolution authorizing a property tax refund to Don Bingham for 2012 taxes in the amount of \$722.69.

F.6 Consider a resolution authorizing a property tax refund to Rodney McNelley for 2012 taxes in the amount of \$650.66.

F.7 Consider a resolution authorizing the Mayor to execute an Interlocal Agreement with Region 14 Educational Service Center for cooperative purchasing.

F.8 Consider a resolution authorizing the Mayor to execute a Vendor Agreement Extension with the Capital Area Council of Governments Area Agency on Aging regarding the Demand Response Bus Service.

MOTION: Mayor Pro-Tem Kris Whitfield moved to approve the Consent Agenda.
Councilmember George White seconded the motion.

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| <u>VOTE:</u> | Ayes: | Mayor Alan McGraw Councilmember John Moman Councilmember Joe Clifford Councilmember George White Mayor Pro-Tem Kris Whitfield |
| | Nays: | None |
| | Absent: | Councilmember Craig Morgan Councilmember Carlos T. Salinas |

ACTION: The motion carried unanimously.

RESOLUTIONS:

G. 1 Consider a resolution implementing Stage I mandatory water conservation regulations.

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

MOTION: Councilmember Joe Clifford moved to approve the resolution. Mayor Pro-Tem Kris Whitfield seconded the motion.

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| <u>VOTE:</u> | Ayes: | Mayor Alan McGraw Councilmember John Moman Councilmember Joe Clifford Councilmember George White |
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Mayor Pro-Tem Kris Whitfield

Nays: None
Absent: Councilmember Craig Morgan
Councilmember Carlos T. Salinas

ACTION: The motion carried unanimously.

[G.2 Consider a resolution authorizing the Mayor to execute a Business Center Foundation](#)

[Repair Agreement with Partners Remodeling, Restoration and Waterproofing.](#)

Chad McDowell, General Services Director made the staff presentation.

MOTION: Councilmember John Moman moved to approve the resolution. Councilmember George White seconded the motion.

VOTE: Ayes: Mayor Alan McGraw
Councilmember John Moman
Councilmember Joe Clifford
Councilmember George White
Mayor Pro-Tem Kris Whitfield

Nays: None
Absent: Councilmember Craig Morgan
Councilmember Carlos T. Salinas

ACTION: The motion carried unanimously.

[G.3 Consider a resolution nominating a representative for the Williamson Central Appraisal](#)

[District Board of Directors.](#)

Sara White, City Clerk made the staff presentation.

MOTION: Councilmember Joe Clifford moved to approve the resolution. Councilmember John Moman seconded the motion.

VOTE: Ayes: Mayor Alan McGraw
Councilmember John Moman
Councilmember Joe Clifford
Councilmember George White
Mayor Pro-Tem Kris Whitfield

Nays: None
Absent: Councilmember Craig Morgan
Councilmember Carlos T. Salinas

ACTION: The motion carried unanimously.

[G.4 Consider a resolution adopting the Self-Funded Health Fund Budget for FY 2013-2014.](#)

Cheryl Delaney, Finance Director, made the staff presentation.

MOTION: Councilmember George White moved to approve the resolution. Mayor Pro-Tem Kris Whitfield seconded the motion.

VOTE: Ayes: Mayor Alan McGraw
Councilmember John Moman
Councilmember Joe Clifford
Councilmember George White

Mayor Pro-Tem Kris Whitfield

Nays: None
Absent: Councilmember Craig Morgan
Councilmember Carlos T. Salinas

ACTION: The motion carried unanimously.

[G.5 Consider a resolution approving the budget and authorizing the expenditure of funds for capital repair work and capital improvements at the Convention Center Complex \(Dell Diamond\).](#)

Cheryl Delaney, Finance Director, made the staff presentation.

MOTION: Mayor Pro-Tem Kris Whitfield moved to approve the resolution. Councilmember John Moman seconded the motion.

VOTE: Ayes: Mayor Alan McGraw
Councilmember John Moman
Councilmember Joe Clifford
Councilmember George White
Mayor Pro-Tem Kris Whitfield

Nays: None
Absent: Councilmember Craig Morgan
Councilmember Carlos T. Salinas

ACTION: The motion carried unanimously.

[G.6 Consider a resolution adopting an updated investment policy and strategy for the investment of City funds.](#)

Cheryl Delaney, Finance Director, made the staff presentation.

MOTION: Councilmember Joe Clifford moved to approve the resolution. Councilmember George White seconded the motion.

VOTE: Ayes: Mayor Alan McGraw
Councilmember John Moman
Councilmember Joe Clifford
Councilmember George White
Mayor Pro-Tem Kris Whitfield

Nays: None
Absent: Councilmember Craig Morgan
Councilmember Carlos T. Salinas

ACTION: The motion carried unanimously.

[G.7 Consider a resolution authorizing the Mayor to execute Term Renewal Agreement No. 1 with Unifirst Corporation for Uniform Rental and Laundry Services.](#)

Cheryl Delaney, Finance Director, made the staff presentation.

MOTION: Councilmember John Moman moved to approve the resolution. Councilmember George White seconded the motion.

VOTE: Ayes: Mayor Alan McGraw
Councilmember John Moman

Councilmember Joe Clifford
Councilmember George White
Mayor Pro-Tem Kris Whitfield

Nays: None
Absent: Councilmember Craig Morgan
Councilmember Carlos T. Salinas

ACTION: The motion carried unanimously.

ORDINANCES:

[H.1 Consider an ordinance approving a change in the rates of Atmos Energy Corporation as a result of a settlement between Atmos and the Atmos Texas Municipalities \("ATM"\). \(First Reading\)\(Requires Two Readings\)](#)

ORDINANCE NO. _____

AN ORDINANCE APPROVING A CHANGE IN THE RATES OF ATMOS ENERGY CORPORATION, MID-TEX DIVISION ("ATMOS") AS A RESULT OF A SETTLEMENT BETWEEN ATMOS AND THE ATMOS TEXAS MUNICIPALITIES ("ATM") UNDER THE RATE REVIEW MECHANISM; FINDING THE RATES SET BY THE ATTACHED TARIFFS TO BE JUST AND REASONABLE; DIRECTING ATMOS ENERGY TO REIMBURSE THE CITY'S RATE-CASE EXPENSES; FINDING THAT THE MEETING COMPLIED WITH THE OPEN MEETINGS ACT; DECLARING AN EFFECTIVE DATE; AND REQUIRING DELIVERY OF THE ORDINANCE TO THE COMPANY AND LEGAL COUNSEL.

Cheryl Delaney, Finance Director, made the staff presentation.

MOTION: Mayor Pro-Tem Kris Whitfield moved to approve first reading of the ordinance.

Councilmember George White seconded the motion.

VOTE: Ayes: Mayor Alan McGraw
Councilmember John Moman
Councilmember Joe Clifford
Councilmember George White
Mayor Pro-Tem Kris Whitfield

Nays: None
Absent: Councilmember Craig Morgan
Councilmember Carlos T. Salinas

ACTION: The motion carried unanimously.

[H.2 Consider an ordinance amending Chapter 42, Section 42-127, Code of Ordinances \(2010 Edition\) by establishing a 60-mph speed zone on a portion of RM 1431 from IH-35, west to the City limits. \(First Reading\)\(Requires Two Readings\)](#)

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 42, SECTION 42-127, CODE OF ORDINANCES (2010 EDITION), CITY OF ROUND ROCK, TEXAS, CHANGING THE SPEED ZONE ON A PORTION OF RM 1431; PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES OR RESOLUTIONS.

Gary Hudder, Transportation Director, made the staff presentation.

MOTION: Councilmember George White moved to approve the first reading of the ordinance.

Councilmember John Moman seconded the motion.

VOTE:

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| Ayes: | Mayor Alan McGraw Councilmember John Moman Councilmember Joe Clifford Councilmember George White Mayor Pro-Tem Kris Whitfield |
| Nays: | None |
| Absent: | Councilmember Craig Morgan Councilmember Carlos T. Salinas |

ACTION: The motion carried unanimously.

[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 the City Attorney regarding pending litigation, to wit: Round Rock Life Connection Church, Inc. et al v. The City of Round Rock.](#)

The Council recessed to executive session. Mayor McGraw called the session to order at 7:45 p.m. and adjourned it at 8:05 p.m.

[J.2 Consider executive session as authorized by §551.087 Government Code, to deliberate the offer of a financial or other incentive to D.M.A. Enterprises, Inc. to locate a facility in the City.](#)

This item was withdrawn from the agenda and not considered.

[ADJOURNMENT](#)

There being no further business, Mayor McGraw adjourned the meeting at 8:05 pm.

Respectfully Submitted,

Sara L. White, TRMC, City Clerk