

City of Round Rock

Meeting Minutes City Council

Thursday, May 9, 2019

CALL MEETING TO ORDER

The Round Rock City Council met in regular session on May 9, 2019 in the City Council chambers at 221 E. Main Street. Mayor Morgan called the meeting to order at 6:03 pm.

ROLL CALL

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

Absent: 0

PLEDGES OF ALLEGIANCE

Mayor Morgan, with the help of local boy scouts, led the following Pledges of Allegiance: United States and Texas

CITIZEN COMMUNICATION

Shirley Marquardt, President of Round Rock Preservation spoke to the City Council regarding May being historic preservation month.

PROCLAMATIONS, STAFF RECOGNITION AND SPECIAL PRESENTATIONS:

- E.1 TMP-0271** Consider proclaiming May 12 - 15, 2019 as "National Police Officer Week" in the City of Round Rock.
Mayor Morgan read the proclamation and presented it to Chief Allen Banks and members of the Round Rock Police Department.
- E.2 TMP-0272** Consider proclaiming May as "Motorcycle Safety & Awareness Month" in the City of Round Rock.
Mayor Morgan read the proclamation and presented it to member of the Gypsy MC International.
- E.3 TMP-0273** Consider proclaiming May 17, 2019 as "Diffuse Intrinsic Pontine Glioma (DIPG) Day" in the City of Round Rock.
Mayor Morgan read the proclamation and read it to James and Melissa Fleming and family members.
- E.4 TMP-0276** Consider a presentation regarding the spring 2019 UniverCity graduating class.

APPROVAL OF MINUTES:

- F.1 TMP-0270** Consider approval of the minutes for the April 25, 2019 City Council meeting.
A motion was made by Councilmember Peckham, seconded by Councilmember Young, that the Minutes be approved. The motion carried by the following vote:

Aye: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Councilmember Young
Councilmember Flores
Councilmember Baker
Councilmember Peckham
Councilmember Montgomery

Nay: 0

Absent: 0

RESOLUTIONS:

G.1 2019-0175

Consider a resolution authorizing the Mayor to execute a Professional Consulting Services Agreement with Holmes Murphy & Associates, Inc. for group healthcare consulting services.

A motion was made by Councilmember Flores, seconded by Councilmember Young, that this Resolution be approved. The motion carried by the following vote:

Aye: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Councilmember Young
Councilmember Flores
Councilmember Baker
Councilmember Peckham
Councilmember Montgomery

Nay: 0

Absent: 0

G.2 2019-0187

Consider a resolution authorizing the Mayor to execute Master Services Agreement No. MSA-819919 with Aetna Life Insurance Company for third-party administration of the City's self-funded health benefits plan.

Valerie Francois, HR Director made the staff presentation.

A motion was made by Mayor Pro-Tem Baese, seconded by Councilmember Peckham, that this Resolution be approved. The motion carried by the following vote:

Aye: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Councilmember Young
Councilmember Flores
Councilmember Baker
Councilmember Peckham
Councilmember Montgomery

Nay: 0

Absent: 0

G.3 2019-0197

Consider a resolution authorizing the Mayor to execute an End User License Agreement and a Network Infrastructure Maintenance Agreement with Master Meter for the City's automatic meter reading system.

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

A motion was made by Councilmember Young, seconded by Councilmember Flores, that this Resolution be approved. The motion carried by the following vote:

Aye: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Councilmember Young
Councilmember Flores
Councilmember Baker
Councilmember Peckham
Councilmember Montgomery

Nay: 0

Absent: 0

G.4 2019-0198

Consider a resolution authorizing the Mayor to execute an Agreement for Pass-Through Wastewater Service with Siena Municipal Utility District No. 1 and Hutto Independent School District.

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

A motion was made by Councilmember Peckham, seconded by Councilmember Baker, that this Resolution be approved. The motion carried by the following vote:

Aye: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Councilmember Young
Councilmember Flores
Councilmember Baker
Councilmember Peckham
Councilmember Montgomery

Nay: 0

Absent: 0

G.5 2019-0199

Consider a resolution authorizing the Mayor to execute an Out-of-City Wastewater Service Agreement with Hutto Independent School District for property located at 1060 Haybarn Lane.

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

A motion was made by Mayor Pro-Tem Baese, seconded by Councilmember Peckham, that this Resolution be approved. The motion carried by the following vote:

Aye: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Councilmember Young
Councilmember Flores
Councilmember Baker
Councilmember Peckham
Councilmember Montgomery

Nay: 0

Absent: 0

G.6 2019-0189

Consider a resolution authorizing the Mayor to execute a Possession and Use Agreement for Transportation Purposes with Round Rock Ranch, Ltd. for a 3.98-acre tract of right-of-way and a 0.041-acre drainage easement parcel required for construction of the proposed Kenney Fort Boulevard roadway extension Project (Parcel 1).

Gary Hudder, Transportation Director made the staff presentation.

A motion was made by Mayor Pro-Tem Baese, seconded by Councilmember Peckham, that this Resolution be approved. The motion carried by the following vote:

Aye: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Councilmember Young
Councilmember Flores
Councilmember Baker
Councilmember Peckham
Councilmember Montgomery

Nay: 0

Absent: 0

G.7 2019-0191

Consider a resolution determining the necessity and authorizing the use of the City's power of eminent domain to acquire fee simple title to 0.137-acre tract of land from property owned by Compass Bank required for the proposed Gattis School Road Improvement Project, and take other appropriate action (Parcel 18).

Gary Hudder, Transportation Director made the staff presentation.

A motion was made by Mayor Pro-Tem Baese, seconded by Councilmember Peckham, to 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 certain roadway and utility improvements in connection to the Gattis School Road Project: a 0.137-acre tract of land from property owned by Compass Bank, as described in Exhibit A of the resolution. The motion carried by the following vote:

Aye: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Councilmember Young
Councilmember Flores
Councilmember Baker
Councilmember Peckham
Councilmember Montgomery

Nay: 0

Absent: 0

G.8 2019-0193

Consider a resolution authorizing the Mayor to execute a Contract with Pro Dirt Services, LLC for the Red Bud Right Turn Lane at Highway 79 Project.

Gary Hudder, Transportation Director made the staff presentation.

A motion was made by Councilmember Flores, seconded by Councilmember Young, that this Resolution be approved. The motion carried by the following vote:

Aye: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Councilmember Young
Councilmember Flores
Councilmember Baker
Councilmember Peckham
Councilmember Montgomery

Nay: 0

Absent: 0

G.9 2019-0194

Consider a resolution authorizing the Mayor to execute a Contract with Battery Warehouse for the 2016 CDBG Sidewalk Project – Greenhill Subdivision.

Gary Hudder, Transportation Director made the staff presentation.

A motion was made by Councilmember Baker, seconded by Councilmember Young, that this Resolution be approved. The motion carried by the following vote:

Aye: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Councilmember Young
Councilmember Flores
Councilmember Baker
Councilmember Peckham
Councilmember Montgomery

Nay: 0

Absent: 0

G.10 2019-0195

Consider a resolution authorizing the Mayor to execute a Standard Utility Agreement with Charter Communications for the RM 620 Project from Deepwood Drive to IH-35.

Gary Hudder, Transportation Director made the staff presentation.

A motion was made by Councilmember Flores, seconded by Councilmember Young, that this Resolution be approved. The motion carried by the following vote:

Aye: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Councilmember Young
Councilmember Flores
Councilmember Baker
Councilmember Peckham
Councilmember Montgomery

Nay: 0

Absent: 0

G.11 2019-0188

Consider a resolution amending "Appendix A: Fees, Rates and Charges" to the Code of Ordinances (2018 Edition) by amending Chapter 2, Zoning District and Use Regulations, regarding Mobile Food Establishment permit fees.

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

A motion was made by Councilmember Young, seconded by Councilmember Baker, that this Resolution be approved. The motion carried by the following vote:

Aye: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Councilmember Young
Councilmember Flores
Councilmember Baker
Councilmember Peckham
Councilmember Montgomery

Nay: 0

Absent: 0

G.12 2019-0210

Consider a resolution granting the Petition for Consent to Creation of Round Rock Municipal Utility District No. 2 regarding the development of 174.10 acres of land.

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

A motion was made by Councilmember Young, seconded by Mayor Pro-Tem Baese, that this Resolution be approved. The motion carried by the following vote:

Aye: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Councilmember Young
Councilmember Flores
Councilmember Baker
Councilmember Peckham
Councilmember Montgomery

Nay: 0

Absent: 0

G.13 2019-0209

Consider a resolution authorizing the Mayor to execute a Consent and Development Agreement with Cressman Enterprises, LP, et al. and Round Rock Municipal Utility District No. 2 regarding the development of 174.10 acres of land.

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

A motion was made by Councilmember Peckham, seconded by Councilmember Young, that this Resolution be approved. The motion carried by the following vote:

Aye: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Councilmember Young
Councilmember Flores
Councilmember Baker
Councilmember Peckham
Councilmember Montgomery

Nay: 0

Absent: 0

ORDINANCES:

H.1 2019-0200

Consider an ordinance vacating, abandoning, and closing portions of East Bagdad Avenue located between Burnet Street and Mays Street. (First Reading)*

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

A motion was made by Councilmember Flores, seconded by Mayor Pro-Tem Baese, that the first reading of the Ordinance be approved. The motion carried by the following vote:

Aye: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Councilmember Young
Councilmember Flores
Councilmember Baker
Councilmember Peckham
Councilmember Montgomery

Nay: 0

Absent: 0

A motion was made by Mayor Pro-Tem Baese, seconded by Councilmember Peckham, to dispense with the second reading and adopt the Ordinance. The motion carried by the following vote:

Aye: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Councilmember Young
Councilmember Flores
Councilmember Baker
Councilmember Peckham
Councilmember Montgomery

Nay: 0

Absent: 0

H.2 2019-0201

Consider public testimony regarding, and an ordinance amending the Zoning and Development Code, Chapter 4, Article VI, Section 4-82 (e) (2), Code of Ordinances (2018 Edition), regarding the determination of service units for multifamily uses. (First Reading)*

Brad Wiseman, Planning and Development Services Director, and Michael Thane, Utilities 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 Councilmember Peckham, seconded by Councilmember Flores, that the first reading of the Ordinance be approved. The motion carried by the following vote:

Aye: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Councilmember Young
Councilmember Flores
Councilmember Baker
Councilmember Peckham
Councilmember Montgomery

Nay: 0

Absent: 0

A motion was made by Councilmember Young, seconded by Mayor Pro-Tem Baese, to dispense with the second reading and adopt the Ordinance. The motion carried by the following vote:

Aye: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Councilmember Young
Councilmember Flores
Councilmember Baker
Councilmember Peckham
Councilmember Montgomery

Nay: 0

Absent: 0

H.3 2019-0202

Consider public testimony regarding, and an ordinance amending the Zoning and Development Code, Chapter 1, Article III, Section 1-50, Code of Ordinances (2018 Edition), regarding the definition of Living Unit Equivalent (LUE). (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 Councilmember Baker, seconded by Councilmember Flores, that the first reading of the Ordinance be approved. The motion carried by the following vote:

Aye: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Councilmember Young
Councilmember Flores
Councilmember Baker
Councilmember Peckham
Councilmember Montgomery

Nay: 0

Absent: 0

A motion was made by Mayor Pro-Tem Baese, seconded by Councilmember Peckham, to dispense with the second reading and adopt the Ordinance. The motion carried by the following vote:

Aye: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Councilmember Young
Councilmember Flores
Councilmember Baker
Councilmember Peckham
Councilmember Montgomery

Nay: 0

Absent: 0

H.4 2019-0203

Consider public testimony regarding, and an ordinance amending the Zoning and Development Code, Chapter 2, Article II, Section 2-16 (d), Code of Ordinances (2018 Edition), regarding garage and driveway treatment. (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 Baese, seconded by Councilmember Peckham, that the first reading of the Ordinance be approved. The motion carried by the following vote:

Aye: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Councilmember Young
Councilmember Flores
Councilmember Baker
Councilmember Peckham
Councilmember Montgomery

Nay: 0

Absent: 0

A motion was made by Councilmember Peckham, seconded by Mayor Pro-Tem Baese, to dispense with the second reading and adopt the Ordinance. The motion carried by the following vote:

Aye: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Councilmember Young
Councilmember Flores
Councilmember Baker
Councilmember Peckham
Councilmember Montgomery

Nay: 0

Absent: 0

H.5 2019-0204

Consider public testimony regarding, and an ordinance amending the Zoning and Development Code, Chapter 2, Article II, Sections 2-15 (d) (2), 2-16 (d)(2)(a), 2-17 (d)(1)(f), 2-18 (d)(2) and 2-19 (d)(2), Code of Ordinances (2018 Edition), regarding garage door width. (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 Councilmember Flores, seconded by Councilmember Young, that the first reading of the Ordinance be approved. The motion carried by the following vote:

Aye: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Councilmember Young
Councilmember Flores
Councilmember Baker
Councilmember Peckham
Councilmember Montgomery

Nay: 0

Absent: 0

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

Aye: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Councilmember Young
Councilmember Flores
Councilmember Baker
Councilmember Peckham
Councilmember Montgomery

Nay: 0

Absent: 0

H.6 2019-0205

Consider public testimony regarding, and an ordinance amending the Zoning and Development Code, Chapter 2, Article VI, Section 2-71 (d) (4) and Section 2-72 (d)(4), Code of Ordinances (2018 Edition), regarding fencing design standards. (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 Councilmember Peckham, seconded by Councilmember Young, that the first reading of the Ordinance be approved. The motion carried by the following vote:

Aye: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Councilmember Young
Councilmember Flores
Councilmember Baker
Councilmember Peckham
Councilmember Montgomery

Nay: 0

Absent: 0

A motion was made by Mayor Pro-Tem Baese, seconded by Councilmember Young, to dispense with the second reading and adopt the Ordinance. The motion carried by the following vote:

Aye: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Councilmember Young
Councilmember Flores
Councilmember Baker
Councilmember Peckham
Councilmember Montgomery

Nay: 0

Absent: 0

H.7 2019-0206

Consider public testimony regarding, and an ordinance amending the Zoning and Development Code, Chapter 2, Article III, Section 2-34 (e)(1); Article IV, Section 2-42 (e)(1); Article V, Section 2-56 (e)(1) and Section 2-57 (e)(1), Code of Ordinances (2018 Edition), regarding the use of materials for exterior wall finish. (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 Councilmember Peckham, seconded by Councilmember Young, that the first reading of the Ordinance be approved. The motion carried by the following vote:

Aye: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Councilmember Young
Councilmember Flores
Councilmember Baker
Councilmember Peckham
Councilmember Montgomery

Nay: 0

Absent: 0

A motion was made by Councilmember Peckham, seconded by Councilmember Flores, to dispense with the second reading and adopt the Ordinance. The motion carried by the following vote:

Aye: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Councilmember Young
Councilmember Flores
Councilmember Baker
Councilmember Peckham
Councilmember Montgomery

Nay: 0

Absent: 0

H.8 2019-0207

Consider public testimony regarding, and an ordinance amending the Zoning and Development Code, Chapter 2, Article III, Sections 2-32 (e)(1) and 2-33 (e)(1) and Article IV, Section 2-58 (e)(1), Code of Ordinances (2018 Edition), regarding the use of stucco mix for exterior wall finish. (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 Baese, seconded by Councilmember Flores, that the first reading of the Ordinance be approved. The motion carried by the following vote:

Aye: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Councilmember Young
Councilmember Flores
Councilmember Baker
Councilmember Peckham
Councilmember Montgomery

Nay: 0

Absent: 0

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

Aye: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Councilmember Young
Councilmember Flores
Councilmember Baker
Councilmember Peckham
Councilmember Montgomery

Nay: 0

Absent: 0

H.9 2019-0208

Consider public testimony regarding, and an ordinance amending the Zoning and Development Code, Chapter 2, Article VI, Section 2-77 and Article VIII, Section 2-91 (hh), Code of Ordinances (2018 Edition), regarding single detached dwellings in the MU-1 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 Councilmember Peckham, seconded by Mayor Pro-Tem Baese, that the first reading of the Ordinance be approved. The motion carried by the following vote:

Aye: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Councilmember Young
Councilmember Flores
Councilmember Baker
Councilmember Peckham
Councilmember Montgomery

Nay: 0

Absent: 0

A motion was made by Councilmember Flores, seconded by Councilmember Peckham, to dispense with the second reading and adopt the Ordinance. The motion carried by the following vote:

Aye: 7 - Mayor Morgan
Mayor Pro-Tem Baese
Councilmember Young
Councilmember Flores
Councilmember Baker
Councilmember Peckham
Councilmember Montgomery

Nay: 0

Absent: 0

COUNCIL COMMENTS REGARDING ITEMS OF COMMUNITY INTEREST

EXECUTIVE SESSION:

The City Council recessed to executive session to consider the following items:

J.1 TMP-0291

Consider Executive Session as authorized by §551.074 Government Code, to deliberate the appointment of the presiding municipal judge.

J.2 TMP-0292

Consider Executive Session as authorized by §551.074 Government Code, to deliberate the appointment of an associate municipal judge.

Mayor Morgan called the session to order at 7:40 p.m. and adjourned it at 8:00 p.m. The City Council reconvened to regular session and took the following actions:

ACTION RELATIVE TO EXECUTIVE SESSION:

K.1 TMP-0293 Consider the appointment of a presiding municipal judge to fill an unexpired term.

A motion was made by Mayor Morgan, seconded by Councilmember Peckham, to appoint Alan McGraw as Municipal Judge to fill unexpired term. The motion carried by the following vote:

Aye: 7 - Mayor Morgan
 Mayor Pro-Tem Baese
 Councilmember Young
 Councilmember Flores
 Councilmember Baker
 Councilmember Peckham
 Councilmember Montgomery

Nay: 0

Absent: 0

K.2 TMP-0294 Consider the appointment of an associate municipal judge.

A motion was made by Mayor Morgan, seconded by Mayor Pro-Tem Baese, to appoint Lucas Wilson as Associate Municipal Judge. The motion carried by the following vote:

Aye: 7 - Mayor Morgan
 Mayor Pro-Tem Baese
 Councilmember Young
 Councilmember Flores
 Councilmember Baker
 Councilmember Peckham
 Councilmember Montgomery

Nay: 0

Absent: 0

ADJOURNMENT

There being no further business, Mayor Morgan adjourned the meeting at 8:02 pm.

Respectfully submitted,

Sara L. White, City Clerk