



# City of Round Rock

## Meeting Minutes - Final

### City Council

Thursday, April 22, 2021

#### **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.*

*All Council Members were present in the City Council chambers. Members of the public were able to speak during Citizen Communication and public hearings by attending the meeting in person in the City Council chambers, however 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](http://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, April 22, 2021 in the City Council Chambers, located at 221 E. Main Street, Round Rock. Mayor Morgan called the session to order at 6:12 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 Writ Baese  
Council Member Hilda Montgomery

**Absent:** 0

#### **PLEDGES OF ALLEGIANCE**

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

**CITIZEN COMMUNICATION**

*Lindsey Henslee, 402a W Palm Valley, Round Rock, spoke to Council regarding the November 2020 national election.*

**PROCLAMATIONS, STAFF RECOGNITION AND SPECIAL PRESENTATIONS:**

- E.1**     [Consider proclaiming April 18-24, 2021 as "National Crime Victims' Rights Week" in the City of Round Rock.](#)

*Tracy Lyke with Round Rock Police Department Victim Assistance accepted the proclamation.*

- E.2**     [Consider proclaiming May as "Historic Preservation Month" in the City of Round Rock.](#)

*Shirley Marquardt and Pamala Anderson accepted the proclamation.*

- E.3**     [Consider proclaiming May 3-7, 2021 as "Air Quality Awareness Week" in the City of Round Rock.](#)

*Michael Thane, Utilities and Environmental Services Director accepted the proclamation.*

**CONSENT AGENDA:**

**A motion was made by Council Member Montgomery seconded by Council Member Baese 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 Baese  
Council Member Montgomery

**Nays:** 0

**Absent:** 0

- F.1**     [Consider approval of the minutes for the April 8, 2021 City Council meeting.](#)

**This item was approved on the Consent Agenda.**

- F.2**     [Consider an ordinance amending Chapter 42, Section 42-127, Code of Ordinance \(2018 Edition\), by amending speed zones on portions of University Boulevard from IH 35 to SH 130. \(Second Reading\)](#)

**This item was approved on the Consent Agenda.**

**PUBLIC HEARINGS:****G.1**     [Consider public testimony regarding the development of the Community Development Block Grant \(CDBG\) 2021-2022 Annual Action Plan.](#)

*Joe Brehm, Community Development Administrator, made the staff presentation.*

*Mayor Morgan opened the public hearing. There being no speakers, the public hearing was closed.*

**G.2**     [Consider public testimony regarding the proposed substantial amendment to the Community Development Block Grant \(CDBG\) 2019-2023 Consolidated Plan adding CDBG-CV 3 funding and COVID-19 Assistance as priority needs.](#)

*Joe Brehm, Community Development Administrator, made the staff presentation.*

*Mayor Morgan opened the public hearing. There being no speakers, the public hearing was closed.*

**RESOLUTIONS:****H.1**     [Consider a resolution approving a Second Amendment to the CDBG 2019-2023 Consolidated Plan and the CDBG Annual Action Plan to include additional CARES Act funding and authorizing the Mayor to execute the subsequent Funding/Approval Agreement with HUD.](#)

*Joe Brehm, Community Development Administrator, made the staff presentation.*

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

**Nays:** 0

**Absent:** 0

**H.2**     [Consider a resolution to ratify the execution of a Joint Election Agreement with Travis County and Participating Entities for the May 1, 2021 General Election.](#)

**A motion was made by Council Member Baese, 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 Baese  
Council Member Montgomery

**Nays:** 0

**Absent:** 0

**H.4** [Consider a resolution suspending for 45 days the effective date proposed by Atmos Energy Corporation - MidTex Division in its application filed on or about February 26, 2021 pursuant to section 104.301 of the Gas Utility Regulatory Act.](#)

*Erica Solis, Accounting Manager, made the staff presentation.*

**A motion was made by Council Member Ortega, 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 Baese  
Council Member Montgomery

**Nays:** 0

**Absent:** 0

**H.5** [Consider a resolution determining the necessity for, and authorizing the use of the City's power of eminent domain to acquire a 0.650-acre trail easement interest from property owned by Circle 77, LLC and Circle 77 WR, LLC, required for the proposed Heritage Trail East improvement project.](#)

*Rick Atkins, Parks and Recreation 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 Baese  
Council Member Montgomery

**Nays:** 0

**Absent:** 0

**H.6** [Consider a resolution authorizing the Mayor to execute an Agreement with Fun Abounds, Inc. for the purchase and installation of playground equipment for Frontier Park through the Community Development Block Grant \(CDBG\) Program.](#)

*Rick Atkins, Parks and Recreation 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 Baese  
Council Member Montgomery

**Nays:** 0

**Absent:** 0

**H.7** [Consider a resolution authorizing the Mayor to execute Supplemental Contract No. 4 with Rodriguez Transportation Group, Inc. for the Gattis School Road \(Segment 3\) Project.](#)

*Gary Hudder, Transportation Director made the staff presentation.*

**H.8** [Consider a resolution authorizing the Mayor to execute an Interlocal Agreement with Williamson County regarding the design and construction of the Wyoming Springs/Smyers Lane Intersection Project.](#)

*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 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 Baese  
Council Member Montgomery

**Nays:** 0

**Absent:** 0

**H.9** [Consider a resolution authorizing the Mayor to execute a Real Estate Contract with Gattis School Road Business Park, Ltd. for the purchase of a 0.414-acre parcel required for construction of Gattis School Road.](#)

*Gary Hudder, Transportation Director made the staff 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 Baese  
Council Member Montgomery

**Nays:** 0

**Absent:** 0

**H.10** [Consider a resolution authorizing the Mayor to execute the Fifth Amendment to the Master Contract for the Financing, Construction, and Operation of the BCRUA Regional Water Treatment and Distribution Project.](#)

*Michael Thane, Utilities and Environmental 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 Baese  
Council Member Montgomery

Nays: 0

Absent: 0

## ORDINANCES:

**I.1**     [Consider an ordinance amending Chapter 44, Section 44-34, Code of Ordinances \(2018 Edition\), providing an alternative method of measuring sanitary sewer service. \(First Reading\)\\*](#)

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

**A motion was made by Council Member Baker, 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 Baese  
Council Member Montgomery

**Nays:** 0

**Absent:** 0

**A motion was made by Council Member Baese, seconded by Council Member Ly, 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 Baese  
Council Member Montgomery

**Nays:** 0

**Absent:** 0

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

*Michael Thane, Utilities and Environmental Services Director made the staff presentation for items I.2 through I.6.*

**A motion was made by Mayor Morgan, seconded by Council Member Baese, to amend 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 Baese  
Council Member Montgomery

**Nays:** 0

**Absent:** 0

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

**A motion was made by Mayor Morgan, seconded by Council Member Ortega, to amend 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 Baese  
Council Member Montgomery

**Nays:** 0

**Absent:** 0

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

**A motion was made by Mayor Morgan, seconded by Council Member Montgomery, to amend 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 Baese  
Council Member Montgomery

**Nays:** 0

**Absent:** 0



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

A motion was made by Mayor Morgan, seconded by Council Member Baese, to amend 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  
Baese  
Council Member Montgomery

Nays: 0

Absent: 0

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

A motion was made by Mayor Morgan, seconded by Council Member Montgomery, to amend 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 Baese  
Council Member Montgomery

Nays: 0

Absent: 0

**H.3**      [Consider a resolution approving the action of the Round Rock Transportation and Economic Development Corporation \(Type B Corp\) in authorizing the issuance of Round Rock Transportation and Economic Development Corporation Senior Lien Sales Tax Revenue Bonds, Taxable Series 2021; approving a Paying Agent/Registrar Agreement, a Project Agreement and a Bond Purchase Agreement; approving an Official Statement; and approving other matters related thereto.](#)

*Susan Morgan, CFO, and Gary Kimble with SPF made the staff presentation for items H.3 and I.7 through I.10.*

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

**Nays:** 0

**Absent:** 0

- I.7** [Consider an ordinance authorizing the issuance of City of Round Rock, Texas Limited Tax Notes, Series 2021; levying an Ad Valorem Tax in support of the Notes; approving an Official Statement, a Paying Agent/Registrar Agreement and other related documents; awarding the sale of the Notes and authorizing other matters relating to the Notes. \(First Reading, Second Reading Not Required\)](#)

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

**Nays:** 0

**Absent:** 0

- I.8** [Consider an ordinance authorizing the issuance of City of Round Rock, Texas Combination Tax and Limited Revenue Certificates of Obligation, Series 2021A; levying an Ad Valorem Tax and pledging certain revenues in support of the Certificates; approving an Official Statement, a Paying Agent/Registrar Agreement and other related documents; awarding the sale of the Certificates and authorizing other matters relating to the Certificates. \(First Reading, Second Reading Not Required\)](#)

A motion was made by Council Member Baese, 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 Baese  
Council Member Montgomery

**Nays:** 0

**Absent:** 0

- I.9** [Consider an ordinance authorizing the issuance of City of Round Rock, Texas Combination Tax and Limited Revenue Certificates of Obligation, Series 2021 B; levying an Ad Valorem Tax and pledging certain revenues in support of the Certificates; approving an Official Statement, a Paying Agent/Registrar Agreement and other related documents; awarding the sale of the Certificates and authorizing other matters relating to the Certificates. \(First Reading, Second Reading Not Required\)](#)

A motion was made by Council Member Baker, 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 Baese  
Council Member Montgomery

**Nays:** 0

**Absent:** 0

- I.10** [Consider an ordinance authorizing the issuance of City of Round Rock, Texas Combination Tax and Limited Revenue Certificates of Obligation, Series 2021C; levying an Ad Valorem Tax and pledging certain revenues in support of the Certificates; approving an Official Statement, a Paying Agent/Registrar Agreement and other related documents; awarding the sale of the Certificates and authorizing other matters relating to the Certificates. \(First Reading, Second Reading Not Required\)](#)

A motion was made by Council Member Baese, 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 Baese  
Council Member Montgomery

**Nays:** 0

**Absent:** 0

#### **COUNCIL COMMENTS REGARDING ITEMS OF COMMUNITY INTEREST**

#### **ADJOURNMENT**

*There being no further business, Mayor Morgan adjourned the meeting at 7:45 PM.*

*Respectfully Submitted,*

*Meagan Spinks, Deputy City Clerk*