

**Notice of a Meeting of the
Governing Body of the
City of Georgetown, Texas
Tuesday, July 23, 2019**

The Georgetown City Council will meet on Tuesday, July 23, 2019 at 6:00 PM at the Council Chambers at 510 West 9th St., Georgetown, Texas.

The City of Georgetown is committed to compliance with the Americans with Disabilities Act (ADA). If you require assistance in participating at a public meeting due to a disability, as defined under the ADA, reasonable assistance, adaptations, or accommodations will be provided upon request. Please contact the City Secretary's Office, at least three (3) days prior to the scheduled meeting date, at (512) 930-3652 or City Hall at 113 East 8th Street for additional information; TTY users route through Relay Texas at 711.

Mayor Ross called the meeting to order at 6:03 PM. The following Council Members were in attendance. Mayor Dale Ross; Valerie Nicholson, Council Member District 2; Mike Triggs, Council Member District 3; Steve Fought, Council Member District 4; Kevin Pitts, Council Member District 5; Rachael Jonrowe, Council Member District 6; and Tommy Gonzalez, District 7. Anna Eby, Council Member District 1 was absent.

Regular Session

(This Regular session may, at any time, be recessed to convene an Executive Session for any purpose authorized by the Open Meetings Act, Texas Government Code 551.)

A. Call to Order

Invocation

Pledge of Allegiance

- Council Member Nicholson led both the National and State pledges.

Proclamations

- Purple Heart City Recognition
- Government Finance Award. (This was presented under the "Comments from the Mayor" section.)

Comments from the Mayor

- Fire Department AHA Mission: Lifeline Award Presentation
- Finance Department GFOA Proclamation

City Council Regional Board Reports

- None

Announcements

- None

Action from Executive Session

There were two actions out of Executive Session.

Motion by Nicholson to authorize Mayor to sign a Notice of Violation of the Franchise Agreement with Pedernales Electric Cooperative and a Letter Agreement with Pedernales Electric Cooperative, as discussed in Executive Session.

Second by Pitts.

Approved 6-0. Eby absent.

Motion by Nicholson to authorize the City Attorney to engage the Nossaman law firm on behalf of the City to join in a motion to intervene with Williamson County and the Williamson County Conservation Foundation in litigation styled *Center for Biological Diversity v David Bernhard and the US Fish and Wildlife Service* on the terms discussed in Executive Session.

Second by Pitts.

Approved 5-1 (Jonrowe against). Eby absent.

Statutory Consent Agenda

The Statutory Consent Agenda includes non-controversial and routine that may be acted upon with one single vote. An item may be pulled from the Consent Agenda in order that it be discussed and acted upon individually as part of the Regular Agenda.

- B. Consideration and possible action to approve the **minutes** of the Special, Workshop and Regular Meetings held on Tuesday, July 9, 2019 -- Robyn Densmore, City Secretary
- C. Consideration and possible action to **appoint Monica Gaskamp** to the **Animal Shelter Advisory Board** to fill a vacancy -- Mayor Dale Ross
- D. Consideration and possible action to approve a Resolution authorizing the **filing** of the **Assessment Roll** for the Georgetown Village Public Improvement District (**GVPID**) **#1** in the City Secretary's Office, and setting the **public hearing date** for the assessment for **August 27, 2019** -- Seth Gipson, Management Analyst
- E. Consideration and possible action to approve a **Contract Amendment** with **Archer Western Construction, LLC** of Irving, Texas for **installing a chemical feed system** at the **Lake WTP Intake Structure** to **control Zebra Mussels** in the amount of **\$187,730.00** -- Wesley Wright, P.E., Systems Engineering Director and Michael Hallmark, CIP Manager
- F. Consideration and possible action to approve a resolution granting a **license** to **encroach** for the placement of **landscaping improvements** and **irrigation** in the right of way of **Wolf Ranch Parkway**, located south of the intersection of Wolf Rand Parkway and SH-29; and to authorize the Director of Planning to execute that license -- Travis Baird, Real Estate Services Manager
- G. Consideration and possible action to approve the **purchase** of a **Dodge Ram 5500-Diesel Wildland Interface Fire Engine** from **Chastang Chrysler Dodge RAM Jeep** through the **H-GAC Contract FS12-17** for a cost not to exceed **\$259,592.00** -- Clay Shell, Assistant Fire Chief

- H. Consideration and possible action to approve **continuation** and **renewal** to the **Blanket Agreement** with **Southern Tire Mart, LLC** to provide **tires, tubes, supplies** and **equipment** for **FY2019/20** through the **BuyBoard Contract #553-18** in an amount not to exceed **\$85,000.00** -- Rosemary Ledesma, Purchasing Manager

Motion by Pitts, second by Gonzalez, to approve the Statutory Consent agenda as presented.

Approved 6-0. Eby absent.

Legislative Regular Agenda

- I. Consideration and possible action to approve the **2019 Street Maintenance High Performance Pavement Seal, Package #1, Change Order #1** to **Cholla Pavement Maintenance, Inc.** in the amount of **\$140,675.00** for a portion of **Sun City Blvd** -- Wesley Wright, PE, Systems Engineering Director

Wright presented the items I and J together. He added that these items were the result of excess funds available. Wright noted that previous Council direction had been to repave as much of Sun and that portions would be repaved while others would be resealed.

Gonzalez asked about the remaining areas that were previously discussed. Wright responded that as funds become available those projects will happen. He added that work at Sun City will be completed first, then work through Summercrest over the next 3-7 year time frame depending on tax revenue and funding availability. Wright stated that these projects will exhaust the street maintenance funds. Gonzalez asked if that meant that the City will not repair any additional roads. Wright responded repaving will only happen if done in house and staff won't remove chip seal in house. He added that there are no funds currently available, but funds can be allocated to expedite projects if desired by Council. Morgan stated that these excess funds have been developed over the last few years, and staff's understanding of direction by council was to move forward with projects above and beyond what was already scheduled. He added that as additional funds become available, staff will continue to work through projects.

Pitts stated that he understood the direction of Council was to move forward with repair to Inner Loop and asked for clarification. Wright responded that Inner Loop was the number one priority and the street department is moving forward with those repairs in house, which frees up funds. Pitts clarified that staff is working on those repairs. Wright responded yes, and the only costs would be the materials and labor. He added that it was a small stretch, which allowed staff to take on the repairs in house.

Wright read the caption for Item I.

Motion by Fought, second by Pitts.

No additional discussion.

Approved 6-0. Eby absent.

- J. Consideration and possible action on the **2019 Hot-In-Place-Recycling Change Order #1** to **Cutler Repaving, Inc.** in the amount of **\$720,000.00** for repaving a portion of **Sun City Blvd.** -- Wesley Wright, P.E., Systems Engineering Director

Wright presented the items I and J together. Please see Item I for details.

Wright read the caption for Item J.

Motion by Fought, second by Triggs.

No additional discussion.

Approved 6-0. Eby absent.

- K. **First Reading** of an **ordinance** to **close** and **abandon** an unnamed 10 foot wide alley located in Block 1, Booty and LaSeuer Addition **between 13th and 14th Streets**, pursuant to Section 311.007 of the Texas Transportation Code, for the safety and public benefit of the municipality at large, to the owners abutting the alley's east line; and to authorize the Mayor to execute all necessary documents -- Travis Baird, Real Estate Services Manager

Baird presented the item and provided background information and an aerial map of the area. He added the alley has never been utilized and staff was approached by the homeowners along the alley. Baird said that the alleyway is unusable as a utility right of way. He added that the owners of lots 1-4 would obtain a portion of the alleyway at a cost of \$10.00 each.

Baird read the caption.

Motion by Jonrowe, second by Fought.

No discussion.

Approved 6-0. Eby absent.

- L. Consideration and possible action to approve a Resolution ratifying a **meet and confer agreement** with the **Police Benevolent Association** of Georgetown -- Tadd Phillips, Director of Human Resources

Phillips presented the item and recognized Delta Jolly, David Morgan and Amy Janik for their work on the agreement. He then described meet and confer agreement and noted that the ratification of the agreement was completed July 4, 2019 by Police Benevolent Association. Phillips reviewed the changes and additions made to the agreement and noted that the agreement will take effect July 24, 2019 if approved and be in place for five years and have a financial impact of \$360,000 in the first year which is included in the City Manager's proposed budget for FY2020.

Phillips read the caption.

Motion by Jonrowe, second by Nicholson.

No discussion.

Approved 6-0. Eby absent.

- M. **Second Reading** of an Ordinance **amending Chapter 9.04** of the City of Georgetown Code of Ordinances related to the **prohibition of housing discrimination** -- Charlie McNabb, City Attorney

McNabb presented the item and noted that the change is needed to update archaic language. He added that there has been one change from first reading, which is to add a list of additional protected classes.

McNabb read the caption.

Motion by Fought, second by Jonrowe.

No discussion.

Approved 6-0. Eby absent.

- N. Consideration and possible action to direct staff to provide an assessment of the impact of **withdrawing** from the **Bloomberg Grant Agreement** and to place the Staff Assessment and a Proposition to Withdraw from the Bloomberg Grant on a future Council Agenda -- Steve Fought, Council Member, District 4

Council Member Fought provided background on the item and noted that since going through process, he has determined that it might not be the right time. Fought stated that Council should focus on fixing GUS (Georgetown Utility Systems) instead of running new experiments. He said that we Council originally voted there was discussion on whether to vote before or after election. Fought continued that the item was put on the agenda after election and Council Member Triggs was out and the full Council was not in attendance to vote. He noted that bringing the item back would allow Council Member Triggs to voice his opinion and vote and would allow Council time to receive information and feedback and vote. Fought stated that this is a small project in terms of money, it is important to the community.

Motion to direct staff to provide an assessment of the impact of withdrawing from the Bloomberg Grant Agreement and to place the staff assessment and proposition to withdraw from the agreement of a future agenda by Fought. Second by Triggs.

Jimmy Coffman addressed the Council as a Georgetown resident. He said that he wants Council to reconsider the grant and think of the costs to City for implementation. Coffman said that Council should consider ongoing costs after the three years are up. He added that he is not an electrician or an engineer but does have experience with solar panels and batteries and he has this technology in place on his home. Coffman said that it doesn't seem like there will not be much extra that will be generated.

Gonzalez asked McNabb if Council could make a decision today regarding not moving forward with the agreement. McNabb responded that due to the specificity of the posted language, Council would have to come back later. Mayor Ross noted the posting language and that there was one council member absent. Jonrowe asked Fought if he is flexible on the timing of the items. Fought responded that he is trying to be efficient but can be flexible and would like all Council Members in attendance. Jonrowe said that she feels that Council needs time between the assessment and the vote to allow time for citizen comments. Fought responded that he thinks that would be fine. He then recommended scheduling both items at the same time and then take more time if needed. Fought added that if the staff presentation leads to Council wanting more time, he would allow it.

Pitts asked if the City has received the money yet. Daly responded that the City has received \$100,000.00 for executing the agreement, but none of that money has been spent. He added that staff

will hold the funds until conversations are completed. Pitts asked if the City withdraws, will we be required to pay back the money. Daly responded yes. Triggs asked if there were penalties for withdrawing. Daly responded no, just the requirement to pay back the money, but there are no penalties for non-performance. Triggs asked if any materials had been purchased or work performed. Morgan responded no and staff will include that information with the assessment on a future agenda.

Mayor Ross asked when can staff present. Morgan responded that staff is ready. Mayor Ross asked if staff can present at the next council meeting. Morgan responded yes.

Jonrowe asked if the assessment could include details of the storage component. She added the storage is what she is most excited about and wants backup materials to include that information. Daly responded that yes, staff can provide that information.

Approved 5-1 (Jonrowe against). Eby absent.

Project Updates

- O. Project updates and status reports regarding current and future transportation and traffic project; street, sidewalk, and other infrastructure projects; police, fire and other public safety projects; economic development projects; city facility projects, city technology projects and downtown projects including parking enhancements, city lease agreements, sanitation services, and possible direction to city staff -- David Morgan, City Manager

Morgan had no updates but offered to answer questions. Council had no questions.

Public Wishing to Address Council

On a subject that is posted on this agenda: Please fill out a speaker registration form which can be found on the table at the entrance to the Council Chamber. Clearly print your name and the letter of the item on which you wish to speak and present it to the City Secretary on the dais, prior to the start of the meeting. You will be called forward to speak when the Council considers that item. Only persons who have delivered the speaker form prior to the meeting being called to order may speak. Speakers will be allowed up to three minutes to speak.

On a subject not posted on the agenda: An individual may address the Council at a regular City Council meeting by contacting the City Secretary no later than noon on the Wednesday prior to the Tuesday meeting, with the individual's name and a brief description of the subject to be addressed. Only those persons who have submitted a timely request will be allowed to speak. The City Secretary can be reached at (512) 931-7715 or cs@georgetown.org. Speakers will be allowed up to three minutes to speak.

- P. At the time of posting, no persons had signed up to address the City Council.

Executive Session

In compliance with the Open Meetings Act, Chapter 551, Government Code, Vernon's Texas Codes, Annotated, the items listed below will be discussed in closed session and are subject to action in the regular session.

- Q. **Sec. 551.071: Consultation with Attorney**

Advice from attorney about pending or contemplated litigation and other matters on which the attorney has a duty to advise the City Council, including agenda items

-PEC Franchise

Sec. 551.086: Certain Public Power Utilities: Competitive Matters

- Purchased Power Update

Sec. 551.074: Personnel Matters

City Manager, City Attorney, City Secretary and Municipal Judge: Consideration of the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal

Adjournment

Motion to adjourn by Fought, second by Gonzalez.

Approved 6-0.

Meeting adjourned at 6:51 PM

Approved by the Georgetown City Council on _____
Date

Dale Ross, Mayor

Attest: City Secretary