



Dr. Larry Wallace Jr., Mayor
Dr. Christopher Harvey, Mayor Pro Tem, Place 3
Emily Hill, Place 1
Anne Weir, Place 2
Sonia Wallace, Place 4
Deja Hill, Place 5
Gene Kruppa, Place 6

City Council Regular Meeting

Wednesday, February 17, 2021 at 7:00 PM

Manor City Hall, Council Chambers, 105 E. Eggleston St.

AGENDA

Via Telephone/Video Conference (Zoom Meeting)

This meeting will be live streamed on Manor Facebook Live

You can access the meeting at <https://www.facebook.com/cityofmanor/>

Pursuant to Governor Greg Abbott's temporary suspension of various provisions of the Texas Open Meetings Act to allow for telephonic or videoconference meetings of governmental bodies that are accessible to the public in an effort to reduce in person meetings that assemble large groups of people the City Council meeting scheduled for Wednesday, February 17th, will only be open to the public via remote access.

Instructions for Public Speaking:

- *Members of the public that wish to speak during public comments, public hearing or an agenda item will need to register in advance by visiting www.cityofmanor.org where a registration link will be posted on the calendar entry for each public meeting. You will register by filling in the speaker card available for that specific meeting and submitting it to publiccomments@cityofmanor.org. Once registered, instructions will be emailed to you on how to join the videoconference by calling in. Your Speaker Card must be received two (2) hours prior to scheduled meeting.*

Upon receiving instructions to join zoom meeting the following rules will apply:

- *All speakers must address their comments to the Mayor rather than to individual Council Members or city staff. Speakers should speak clearly into their device and state their name and address prior to beginning their remarks. Speakers will be allowed three (3) minutes for testimony. Speakers making personal, impertinent, profane or slanderous remarks may be removed from the meeting.*

CALL TO ORDER AND ANNOUNCE A QUORUM IS PRESENT

PLEDGE OF ALLEGIANCE

PUBLIC COMMENTS

Comments will be taken from the audience participating in zoom meeting on non-agenda related topics for a length of time, not to exceed three (3) minutes per person. Comments on specific agenda items must be made when the item comes before the Council. To address the City Council, please register and submit the speaker card following the instructions for public speaking above. **No Action May be Taken by the City Council During Public Comments.**

REPORTS

Reports about items of community interest on which no action will be taken.

- A. **Capital Improvements Committee**
Submitted by: Mayor Pro Tem Harvey

PUBLIC HEARINGS

1. **Public Hearing: Conduct a public hearing upon a rezoning request for 10.01 acres, more or less, out of the A.C. Caldwell Survey No. 52, Abstract 154, Travis County Texas, and being located at 14719 US Hwy 290 E, Manor, TX from Agricultural (A) to Heavy Commercial (C-3).**
Applicant: RL Posey Consulting, LLC
Owner: EARTC, LLC
Submitted by: Assistant Development Services Director Scott Dunlop
2. **Public Hearing: Conduct a public hearing upon a rezoning request for 8.93 acres, more or less, out of the A.C. Caldwell Survey, Travis County Texas, and being located at 13300 US Hwy 290 E, Manor, TX from Agricultural (A) to Medium Commercial (C-2).**
Applicant: South Llano Strategies
Owner: Timmermann Properties, Inc.
Submitted by: Assistant Development Services Director Scott Dunlop

CONSENT AGENDA

All of the following items on the Consent Agenda are considered to be self-explanatory by the Council and will be enacted with one motion. There will be no separate discussion of these items unless requested by the Mayor or a Council Member; in which event, the item will be removed from the consent agenda and considered separately.

3. **Consideration, discussion, and possible action to approve the City Council Minutes of the February 3, 2021, City Council Regular Meeting.**
Submitted by: Lluvia T. Almaraz, City Secretary
4. **Consideration, discussion, and possible action on the acceptance of the January 2021 Departmental Reports.**
Submitted by: Lydia Collins, Acting City Manager

- Police – Ryan Phipps, Chief of Police
- Development Services – Scott Dunlop, Asst. Dev. Services Director
- Community Development – Debbie Charbonneau, Heritage and Tourism Manager
- Municipal Court – Sarah Friberg, Court Clerk

- Public Works – Michael Tuley, Director of Public Works
- Finance – Lydia Collins, Director of Finance

5. **Second and Final Reading: Consideration, discussion, and possible action on an ordinance annexing 52.019 acres, more or less, adjacent and contiguous to the city limits and being located at 14704 US Hwy 290 E, Manor, TX.**

Applicant: Chau Quang Dinh

Owner: Chau Quang Dinh

Submitted by: Assistant Development Services Director Scott Dunlop

REGULAR AGENDA

6. **First Reading: Consideration, discussion, and possible action on an ordinance rezoning 10.01 acres, more or less, out of the A.C. Caldwell Survey No. 52, Abstract 154, Travis County Texas, and being located at 14719 US Hwy 290 E, Manor, TX from Agricultural (A) to Heavy Commercial (C-3).**

Applicant: RL Posey Consulting, LLC

Owner: EARTC, LLC

Submitted by: Assistant Development Services Director Scott Dunlop

7. **First Reading: Consideration, discussion, and possible action on an ordinance rezoning 8.93 acres, more or less, out of the A.C. Caldwell Survey, Travis County Texas, and being located at 13300 US Hwy 290 E, Manor, TX from Agricultural (A) to Medium Commercial (C-2).**

Applicant: South Llano Strategies

Owner: Timmermann Properties, Inc.

Submitted by: Assistant Development Services Director Scott Dunlop

8. **Consideration, discussion, and possible action on an award of a Construction Contract for the 2020 Wastewater Collection System Improvements to Guerra Underground, LLC in the amount of \$418,097.**

Submitted by: Samuel D. Kiger, P.E. City Engineer

9. **Consideration, discussion, and possible action on a Purchase Contract with Timmermann GP, LLC for a water easement with temporary construction easement.**

Submitted by: Samuel D. Kiger, P.E. City Engineer

10. **Consideration, discussion, and possible action to approve the Purchase Contract with Krantz Properties, LLC for a wastewater easement with temporary construction easement.**

Submitted by: Samuel D. Kiger, P.E. City Engineer

11. **Consideration, discussion, and possible action on a Development Agreement for the Palomino Development.**

Submitted by: Assistant Development Services Director Scott Dunlop

12. **Consideration, discussion, and possible action on an award of a Professional Services Contract for the 2050 Comprehensive Plan to Freese and Nichols, Inc. in the amount of \$319,168.00.**

Submitted by: Assistant Development Services Director Scott Dunlop

13. **Tabled Item: Consideration, discussion, and possible action on City Council Committees Meetings.**

Submitted by: Dr. Larry Wallace Jr., Mayor

ADJOURNMENT

In addition to any executive session already listed above, the City Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code Section §551.071 (Consultation with Attorney), §551.072 (Deliberations regarding Real Property), §551.073 (Deliberations regarding Gifts and Donations), §551.074 (Personnel Matters), §551.076 (Deliberations regarding Security Devices) and §551.087 (Deliberations regarding Economic Development Negotiations).

CONFLICT OF INTEREST

In accordance with Section 12.04 (Conflict of Interest) of the City Charter, “No elected or appointed officer or employee of the city shall participate in the deliberation or decision on any issue, subject or matter before the council or any board or commission, if the officer or employee has a personal financial or property interest, direct or indirect, in the issue, subject or matter that is different from that of the public at large. An interest arising from job duties, compensation or benefits payable by the city shall not constitute a personal financial interest.”

Further, in accordance with Chapter 171, Texas Local Government Code (Chapter 171), no City Council member and no City officer may vote or participate in discussion of a matter involving a business entity or real property in which the City Council member or City officer has a substantial interest (as defined by Chapter 171) and action on the matter will have a special economic effect on the business entity or real property that is distinguishable from the effect on the general public. An affidavit disclosing the conflict of interest must be filled out and filed with the City Secretary before the matter is discussed.

POSTING CERTIFICATION

I, the undersigned authority do hereby certify that this Notice of Meeting was posted on the bulletin board, at the City Hall of the City of Manor, Texas, a place convenient and readily accessible to the general public at all times and said Notice was posted on the following date and time: Friday, February 12, 2021, by 5:00 PM and remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

/s/ Lluvia T. Almaraz, TRMC
City Secretary for the City of Manor, Texas

NOTICE OF ASSISTANCE AT PUBLIC MEETINGS:

The City of Manor is committed to compliance with the Americans with Disabilities Act. Manor City Hall and the Council Chambers are wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary at 512.272.5555 or e-mail lalmaraz@cityofmanor.org.