



NOTICE OF MEETING OF THE
CITY COUNCIL
OF
BUDA, TX
5:30 PM - Tuesday, October 12, 2021
Council Chambers Room 1098
405 E. Loop Street, Building 100
Buda, TX 78610

This notice is posted pursuant to the Texas Open Meetings Act. Notice is hereby given that a **Regular City Council Meeting** of the City of Buda, TX, will be held at which time the following subjects will be discussed and may be acted upon.

A. CALL TO ORDER

Please turn off your cell phone when you approach the podium.

B. INVOCATION

Pastor David Sweet of Hays Hills Baptist Church, Buda Ministerial Alliance

C. PLEDGE OF ALLEGIANCE

D. ROLL CALL

E. ITEMS OF COMMUNITY INTEREST

F. PROCLAMATIONS

F.1. Fire Prevention Week in Buda Proclamation, October 3 - 9, 2021, to be received by Buda Fire & Rescue

[2021 Fire Prevention Week Proclamation.pdf](#)

F.2. Hill Country Night Skies Month, October 2021, to be received by Deputy City Manager Micah Grau and Members of the Buda Sustainability Commission

[Proclamation - October 2021 Night Sky.pdf](#)

F.3. Domestic Violence Awareness Month, October 2021, to be received by representatives of the Hays-Caldwell Women's Center

[DVAM Proclamation-Buda 21.doc.pdf](#)

F.4. Community Planning Month, October 2021, to be received by Colin Strother, Chair of Planning and Zoning Commission

[PROC Planning Week.pdf](#)

F.5. National Friends of Libraries Week, October 17th - 23rd, 2021, to be received by the Friends of the Buda Library

[2021-1019 Friends Proclamation.pdf](#)

G. PUBLIC COMMENTS / PUBLIC TESTIMONY

Members of the public who wish to participate in Public Comment must complete a form and turn it into the City Clerk before the period provided for Public Comment is called for consideration by the presiding officer. Members of the public who wish to participate during the Public Testimony period provided for any item on the agenda must complete a form and turn it into the City Clerk before the item they wish to participate in is called for consideration by the presiding officer.

H. CONSENT AGENDA

All matters listed under this item are considered to be routine by the City Council and will be enacted by one motion. There will not be separate discussion of these items. If discussion is desired by any Council Member on any item, that item will be removed from the consent agenda and will be considered separately.

H.1. Approval of the September 20, 2021 City Council Minutes (City Clerk Alicia Ramirez)

[2021-0920 DRAFT Minutes.pdf](#)

H.2. Adoption of a Resolution ratifying the adoption of the Buda 2021 Parks Master Plan (Parks and Recreation Director Greg Olmer)

[Resolution Parks Master Plan \(002\).pdf](#)

I. PRESENTATIONS

I.1. Report from Municipal Court Judge Beth Smith updating the City Council on the 2021 activities of the court and related matters

I.2. Presentation on the artist movement in the City of Buda (Assistant Director of Destination Services & Main Street Program Manager Maggie Gillespie)

[i2 ArtsCultureBuda_LindaChido.pdf](#)
[Presentation](#)

J. REGULAR AGENDA

J.1. Deliberation and possible action to approve an Interlocal Agreement with Hays County for the maintenance of drainage culverts located at Robert S. Light Blvd. and IH-35 Frontage Road (Deputy City Manager Micah Grau and City Attorney George Hyde) [PUBLIC TESTIMONY]

[9-21-2021 - Item #51 - ILA Hays-Buda Culvert \(Partially executed\).pdf](#)
[j1 RobertSLight Drainage Clearing ppt.pdf](#)

J.2. Deliberation and possible action to adopt a Resolution authorizing the City Manager to execute an Advance Funding Agreement between the Texas Department of Transportation and the City of Buda for the Robert S. Light Boulevard Drainage Repair and Maintenance, subject to the approval of form by the City Attorney (Deputy City Manager Micah Grau) [PUBLIC TESTIMONY]

[Resolution - RSL AFA.pdf](#)
[6389-78-001 Draft-3 CoBuda AFA Signature Pages.pdf](#)

- J.3. Adoption of a Resolution authorizing the City Manager to execute the Fourth Amendment to the License Use Agreement with the CenTex Veterans Alliance ("VSO") (formerly VFW), related to the use of the city facility located at 100 Houston Street upon approval to form by City Attorney (Assistant City Manager Lauren Middleton-Pratt)**

[Res 2021-R- VFW License Use Amendment.pdf](#)
[Proposed FOURTH AMENDMENT TO LICENSE AGREEMENT.pdf](#)
[Letter for Buda License Agreement Suspension Request.pdf](#)
[h2 VFW-VSO signed agreement.pdf](#)

- J.4. Post-event report regarding the Hotel Occupancy Tax Reimbursement Grant for the Plein Air Art Festival hosted by Inspired Minds Art Center September 15 - 19, 2021 (Destination Services Director Lysa Gonzalez) [PUBLIC TESTIMONY]**

[Plein Air Post Event Redacted.pdf](#)

- J.5. Deliberation and possible action to award the Invitation for Bid (IFB) 21-009 to QRO-Mex Construction Company Inc., to authorize the City Manager to execute said contract for the RM 967 West Water Utility Relocation Project, and to authorize the City Manager to execute possible future change orders up to the threshold allowed under state law (Purchasing Manager Rose Esparza; Water Resources Coordinator Blake Neffendorf) [PUBLIC TESTIMONY]**

[IFB 21-009 Bid Tab.pdf](#)
[20210930 RM967 Recommendation of Award-signed.pdf](#)
[j4IFB21-009 RM967 West Water Utility Relocation Project Oct 2021.pdf](#)

- J.6. Deliberation and possible action to amend the 2021 City Council Meeting Schedule (City Clerk Alicia Ramirez) [PUBLIC TESTIMONY]**

[2021 Meeting Schedule](#)

- J.7. Mayor's report on Emergency Management Director activities related to the declared state of disaster regarding COVID-19 and discuss and consider any action or direction considered appropriate and necessary by the City Council to respond to the current State of Disaster as renewed by the Texas Governor**

K. EXECUTIVE SESSION

- K.1. Council will recess regular session and convene into executive session pursuant Texas Government Code Chapter 551, to deliberate upon and seek legal advice pursuant to 551.071 regarding 1) the Vesting Rights Determination Appeal by the Hartford Group involving the Garlic Creek Commons development; 2) land use regulation, negotiations and the related authority of the City Council in connection with a) The Colony at Cole Springs Reserve Development along Cole Springs Road; b) the Shops at Sunfield Development Agreement extension proposal, and c) Sunfield MUD's land map, roadway connections and main street extension obligations.**

L. RECONVENE INTO REGULAR SESSION AND TAKE ACTION, IF ANY, ON MATTERS DISCUSSED IN EXECUTIVE SESSION.

L.1. Deliberation and possible action to authorize the City Attorney to negotiate the acquisition of right-of-way on Cole Springs Road, from its intersection with FM 1626 and Little Pool Road, in support of the Cole Springs Road reconstruction project, as shown as CIP Project M24 in the City's Transportation Mobility Master Plan (City Attorney George Hyde) [PUBLIC TESTIMONY]

L.2. Deliberation and possible action to adopt, on first and final reading, an Ordinance of the City of Buda, Texas, approving the second amendment to the development agreement between the City of Buda, Texas, and Sunfield Development LLC, for The Shops at Sunfield development; providing for repeal; providing for severability; providing an effective date; and containing other provisions related to the subject (City Attorney George Hyde) [PUBLIC TESTIMONY]

M. CITY MANAGER'S REPORT

COVID -19, 2014 & 2021 Bond Program, Capital Improvement Projects, Developments, Drainage Projects, Engineering Department, Finance Department, General/Special Election, Grant Related Projects, Human Resources, Law Enforcement, Legislative Update, Library Projects, Main Street Program, Parks & Recreation Department, Planning Department, Road Projects, Status-Future Agenda Request, Special Projects, Tourism Projects, Transportation, Wastewater Projects, and Water Projects (City Manager Kenneth Williams)

N. CITY COUNCIL'S BOARD AND COMMITTEE REPORTS

Alliance Regional Water Authority (Urbanovsky)

Buda Economic Development Corporation (Ture & Davidson)

Capital Area Council of Governments General Assembly (Urbanovsky)

Capital Area Council of Governments Clean Air Coalition (Ture)

Combined Emergency Communication Center (Urbanovsky)

Dupre Local Government Corporation (Davidson, Smith, & Urbanovsky)

Greater San Marcos Partnership (Urbanovsky)

City of Buda Audit Committee (Cummings, Davidson, & Ture)

City of Buda Information Technology Committee (Bryant, Daugereau, & Smith)

City of Buda Board & Commission Nomination Committee (Bryant, Cummings, & Daugereau)

City of Buda City Park Planning/Programming Ad-Hoc Committee (Daugereau, Smith, & Ture)

City of Buda Planning Mobile Food Vendor Ad-hoc Committee (Davidson)

City of Buda Water/Wastewater Committee (Davidson, Daugereau, & Urbanovsky)

O. CITY COUNCIL REQUESTS FOR FUTURE AGENDA ITEMS

O.1. Update on Pending Items requested by City Council

[Pending Items.pdf](#)

P. ADJOURNMENT

Requests for accommodations must be made 48 hours prior to the meeting. Please contact the City Clerk at (512) 523-1014, or FAX (512) 641-5817 for information or assistance.

I, the undersigned authority, do hereby certify that the above Notice of Meeting of the Governing Body of the City of Buda, was posted on the bulletin board in front of Buda City Hall, which is readily accessible to the public at all times, by 6:00 pm on October 8, 2021.

/s/ _____
Alicia Ramirez
City Clerk



Meetings scheduled in the Council Chambers are set up to publicly broadcast meetings. You may be audio and video recorded while in this facility. Meetings scheduled in other City Facilities are set up to publicly audio record meetings. You may be audio recorded in the other City Facilities.

In accordance with Article III, Section 3.10, of the Official Code of the City of Buda, the minutes of this meeting consist of the preceding Minute Record and the Supplemental Minute Record. Details on Council meetings may be obtained from the City Clerk's Office, or video of the entire meeting may be downloaded from the website. (Portions of the Supplemental Minute Record video tape recording may be distorted due to equipment malfunction or other uncontrollable factors.)

A Public Comment period will be provided to allow for members of the public to participate and speak to the City Council on any topic that is not on the meeting agenda. At this time, comments will be taken from the audience on non-agenda related topics. A Public Testimony period will be provided at each meeting of the City Council to allow members of the public to participate and speak to the City Council on any topic that is on the meeting agenda, prior to any vote on the matter up for consideration. During these periods, the presiding officer shall routinely provide three (3) minutes to each person who desires to speak but may provide no less than one (1) minute and no more than five (5) minutes to each person addressing the City Council. The amount of time provided to each person, if altered by the presiding officer, shall be announced by the presiding officer prior to recognizing persons to speak and shall be objectively applied to all persons speaking during Public Comment or each Public Testimony period.

The City Council may retire to executive session any time between the meeting's opening and adjournment for the purpose of consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code; discussion of personnel matters pursuant to Chapter 551.074 of the Texas Government Code; deliberation regarding real property pursuant to Chapter 551.072 of the Texas Government Code; deliberation regarding economic development negotiations pursuant to Chapter 551.087 of the Texas Government Code; and/or deliberation regarding the deployment, or specific occasions for implementation of security personnel or devices pursuant to Chapter 551.076 of the Texas Government Code. Action, if any, will be taken in open session.

This agenda has been reviewed and approved by the City's legal counsel and the presence of any subject in any Executive Session portion of the agenda constitutes a written interpretation of Texas Government Code Chapter 551 by legal counsel for the governmental body and constitutes an opinion by the attorney that the items discussed therein may be legally discussed in the closed portion of the meeting considering available opinions of a court of record and opinions of the Texas Attorney General known to the attorney. This provision has been added to this agenda with the intent to meet all elements necessary to satisfy Texas Government Code Chapter 551.144(c) and the meeting is conducted by all participants in reliance on this opinion.

Attendance by Other Elected or Appointed Officials: It is anticipated that members of other governmental bodies, and/or city boards, commissions and/or committees may attend the meeting in numbers that may constitute a quorum of the body, board, commission and/or committee. Notice is hereby given that the meeting, to the extent required by law, is also noticed as a possible meeting of the other body, board, commission and/or committee, whose members may be in attendance, if such numbers constitute a quorum. The members of the boards, commissions and/or committees may be permitted to participate in discussions on the same items listed on the agenda, which occur at the meeting, but no action will be taken by such in attendance unless such item and action is specifically provided for on an agenda for that body, board, commission or committee subject to the Texas Open Meetings Act.