



Control Number: 51811



Item Number: 5

Addendum StartPage: 0

RECEIVED

PUC DOCKET No. 51811

2021 MAR -2 AM 10:09

PUBLIC UTILITY COMMISSION  
FILING CLERK

PETITION BY JARRELL-	§	
SCHWERTNER WATER SUPPLY	§	
CORPORATION AND	§	BEFORE THE PUBLIC UTILITY
CITY OF GEORGETOWN,	§	
TEXAS FOR APPROVAL AND	§	
ENFORCEMENT OF A CCN	§	COMMISSION OF TEXAS
TRANSFER AGREEMENT	§	
DESIGNATING CERTIFICATE	§	
OF CONVENIENCE AND	§	
NECESSITY (CCN) SERVICE	§	
AREAS UNDER TEXAS WATER	§	
CODE § 13.248 IN BELL AND	§	
WILLIAMSON COUNTIES	§	

**SUPPLEMENT  
 TO THE  
 JARRELL-SCHWERTNER WATER SUPPLY CORPORATION  
 AND CITY OF GEORGETOWN, TEXAS  
JOINT PETITION UNDER TEXAS WATER CODE § 13.248**

**TO THE HONORABLE COMMISSIONERS OF THE PUBLIC UTILITY COMMISSION OF TEXAS:**

COMES NOW, the City of Georgetown, Texas ("Georgetown") and files this "Supplement to the Joint Petition for Approval and Enforcement of a CCN Transfer Agreement Designating Certificate of Convenience and Necessity ("CCN") Service Areas" in Bell and Williamson Counties, Texas, pursuant to Texas Water Code § 13.248, and 16 Texas Administrative Code ("TAC") § 24.253 (the "Supplement to Petition"). In support of this Supplement to Petition, Georgetown would show the Commission the following:

**I. BACKGROUND**

On February 25, 2021 Jarrell-Schwertner Water Supply Corporation ("JSWSC") and Georgetown filed a petition for approval of a service area contract under Texas Water Code §

5

13.248 and to amend water certificates of convenience and necessity (CCN) in Bell and Williamson Counties (the “Original Petition”). Specifically, the applicants seek to transfer 4,288 acres of water service area from Georgetown’s CCN number 12369 to JSWSC’s CCN number 10002. On March 1, 2021, the Administrative Law Judge issued Order No. 2 in the referenced docket, which states in Footnote 1 that the meeting agenda and minutes for Georgetown were not included in the Original Petition.

## **II. PURPOSE OF THE SUPPLEMENT TO PETITION**

In response to Order No. 2, and in compliance with 16 TAC § 24.253(c)(2)-(3), this Supplement to Petition transmits Georgetown’s meeting agenda and minutes for the meeting at which the Georgetown City Council approved Item U on its November 24, 2020 agenda pertaining to the “Texas Water Code Section 13.248 Retail Water Certificate of Convenience and Necessity Service Area Transfer Agreement” that is the subject of the Original Petition. The applicants regret the error in omitting this documentation from the Original Petition and appreciate this opportunity to file this Supplement to Petition.

## **IV. CONCLUSION**

Respectfully, Georgetown, on behalf itself and its joint applicant, JSWSC, requests the Commission to (i) add Georgetown’s agenda and meeting minutes to the Original Petition; (ii) process the Petition, as supplemented, under Texas Water Code § 13.248 and 16 TAC § 24.253 with respect to the agreed upon CCN area transfer described herein and, thereafter, (iii) approve the CCN designations contemplated by the CCN Transfer Agreement and reflected in **Exhibit "1"** of the Original Petition, as supplemented. If for any reason the Commission finds the information submitted with this Petition is insufficient for Application acceptance, applicants respectfully request that they be notified immediately and provided an opportunity

to cure any deficiencies identified.

Respectfully submitted,

Law Offices of Patricia Erlinger Carls  
3100 Glenview Ave.  
Austin, Texas 78703  
(512) 567-0125

By: Patricia Erlinger Carls /s/  
Patricia Erlinger Carls  
State Bar No. 03813425  
[tcarls@tcarlslaw.com](mailto:tcarls@tcarlslaw.com)

ATTORNEYS FOR THE CITY OF  
GEORGETOWN

### CERTIFICATE OF SERVICE

I certify that the foregoing was electronically filed on the Public Utility Commission of Texas Interchange, and notice of the filing was provided to all parties of record via electronic mail on March 2, 2021, in accordance with the Order Suspending Rules in “*Issues Related to the State of Disaster for the Coronavirus Disease*, Docket No. 50664 (March 16, 2020).

By: Patricia Erlinger Carls /s/  
Patricia Erlinger Carls

**Notice of Meeting of the  
Governing Body of the  
City of Georgetown, Texas  
November 24, 2020**

The Georgetown City Council will meet on November 24, 2020 at 6:00 PM at Teleconference

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 808 Martin Luther King Jr. Street, Georgetown, TX 78626 for additional information; TTY users route through Relay Texas at 711.

**THIS IS A REVISED AGENDA.**

**Join from a PC, Mac, iPad, iPhone or Android device please click this  
URL: [https://georgetowntx.zoom.us/j/98984149740?](https://georgetowntx.zoom.us/j/98984149740?pwd=M3RZSE5YV3UwOUd3M3pvNDN0OFd0QT09)  
pwd=M3RZSE5YV3UwOUd3M3pvNDN0OFd0QT09  
Webinar ID: 989 8414 9740  
Passcode: 915990  
Description: Regularly Scheduled Workshop and Regular Meeting of the  
Georgetown City Council - November 24, 2020**

**Or to join by phone dial:  
(346)248-7799 OR (253)215-8782 OR (669)900-6833 OR (301)715-8592  
OR (312)626-6799 OR (929)205-6099  
TOLL FREE (833)548-0276 OR (833)548-0282 OR (877)853-5257 OR  
(888)475-4499  
Webinar ID: 989 8414 9740  
Passcode: 915990**

**Citizen comments are accepted in three different formats:**

**Submit the following form by 12:00 p.m. on the date of the meeting and the**

**City Secretary will read your comments into the recording during the item that is being discussed –**

**<https://records.georgetown.org/Forms/AddressCouncil>**

**You may log onto the meeting, at the link above, and “raise your hand” during the item. If you are unsure if your device has a microphone please use your home or mobile phone to dial the toll free number. To Join a Zoom Meeting, click on the link and join as an attendee. You will be asked to enter your name and email address – this is so we can identify you when you are called upon. At the bottom of the webpage of the Zoom Meeting, there is an option to Raise your Hand. To speak on an item, simply click on that Raise Your Hand option once the item you wish to speak on has opened. When you are called upon by the Mayor, your device will be remotely un-muted by the Administrator and you may speak for three minutes. Please state your name clearly upon being allowed to speak. When your time is over, your device will be muted again.**

**As another option, we are opening a city conference room to allow public to “watch” the virtual meeting on a bigger screen, and to “raise your hand” to speak from that public device. This Viewing Room is located at City Hall, 808 Martin Luther King Jr. Street, Community Room. Social Distancing will be strictly enforced. Face masks are required and will be provided onsite. Use of profanity, threatening language, slanderous remarks or threats of harm are not allowed and will result in you being immediately removed from the meeting.**

**If you have questions or need assistance, please contact the City Secretary’s office at [cs@georgetown.org](mailto:cs@georgetown.org) or at 512-930-3651.**

### **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**

**Comments from the Mayor**

**- Shop Small Proclamation**

**City Council Regional Board Reports**

## EXHIBIT 1 TO PETITION

### Announcements

- District 2 Runoff Information

### Action from Executive Session

### Statutory Consent Agenda

The Statutory Consent Agenda includes non-controversial and routine items 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 Workshop and Regular Meetings held on November 10, 2020 and the Special Meeting held on November 17, 2020 -- Robyn Densmore, City Secretary
- C Consideration and possible action to approve a **parkland improvement agreement** between the City of Georgetown and **Daniel Lawrence** and **Danielle Beth Strong** on approximately **1.58 acres of parkland** at **Riverview Estates** (resub), BLOCK F, Lot 22 -- Kimberly Garrett, Parks and Recreation Director and Travis Baird, Real Estate Services Manager
- D Consideration and possible action to approve an **agreement for billing and collection services** between the City of Georgetown and **Williamson County** related to **assessments** for the Georgetown Village Public Improvement District (**GVPID**) -- Wayne Reed, Assistant City Manager
- E Consideration and possible action to approve a Resolution authorizing a **license to encroach** to allow the placement of **firewood cages and tables with chairs** on City property known as Lot 6A1, Amending Plat of Lot 6, Block 52, City of Georgetown, located on the **east side of Main Street between 8<sup>th</sup> and 9<sup>th</sup> Streets** be granted to **Kork Enterprises, Inc. d/b/a Kork Wine Bar** -- Travis Baird, Real Estate Services Manager
- F Consideration and possible action to approve a Resolution authorizing a **license to encroach** to allow for the placement of a **drainage pipe** in the **right of way of Maravilla Bluff Lane** be granted to the **Georgetown Maravilla Homeowners' Association** -- Travis Baird, Real Estate Manager
- G Consideration and possible action to approve a **task order** with **LJA Engineering**, in the amount of **\$139,500.00**, for **real estate acquisition services** in connection with the **Berry Creek Interceptor project** -- Travis Baird, Real Estate Services Manager
- H Consideration and possible action to approve a **contract** with **LJA Engineering** to provide **real estate services** as needed to the City of Georgetown -- Travis Baird, Real Estate Services Manager
- I **Forwarded from the Georgetown Village Public Improvement District (GVPID) Advisory Board:**  
Consideration and possible Action to approve a Resolution to accept (1) Lot 54, Block D, Georgetown Village Section Nine, Phase 9A, and (2) a **2.568 acre** tract of land out of the William Roberts Survey, ABS 524, located on **Bellaire Drive**, from William Family Communities, Inc. d/b/a **Green Builders** for the purposes of **operating and maintaining stormwater infrastructure** -- Travis Baird, Real Estate Services Manager
- J **Forwarded from the Georgetown Water Utility Board (GWUAB):**  
Consideration and possible action to approve a **contract** for the **construction** of the **Southwest Bypass Waterline Project** to **Bruce Flanigan Construction, Inc.** of Belton, TX in the amount of **\$986,689.00** -- Wesley Wright, P.E., Systems Engineering Director
- K **Forwarded from the Georgetown Water Utility Board (GWUAB):**  
Consideration and possible action to approve **Task Order CDM-21-003** with **CDM Smith, Inc.** for **professional services** related to the **Southside Water Treatment Plant (WTP) Pilot Study and Improvements** in the amount of **\$981,350.00** -- Wesley Wright, P.E., Systems Engineering Director
- L **Forwarded from the Georgetown Water Utility Board (GWUAB):**

## EXHIBIT 1 TO PETITION

Consideration and possible action to approve **Task Order CDM-21-002** to **CDM Smith** of Austin, Texas in the amount of **\$799,325.00** for **professional engineering services** related to the **expansion** of the **Cimarron Hills Wastewater Treatment Plant** -- Wesley Wright, PF, Systems Engineering Director

- M Forwarded from the Georgetown Water Utility Advisory Board (GWUAB):**  
Consideration and possible action to approve the **fourth and final renewal** for **sludge and bio-solids transport and disposal services**, with **Sheridan Environmental, LLC**, in an amount not to exceed **\$556,235.00** -- Mike Welch, Regulatory and Treatment Manager
- N Forwarded from the Georgetown Water Utility Advisory Board (GWUAB):**  
Consideration and possible action to approve the **second renewal** for contracted **wastewater laboratory services** by **Pollution Control Services Laboratory** in the estimated amount of **\$75,000.00** -- Mike Welch, Treatment Manager
- O Forwarded from Georgetown Transportation Enhancement Corporation (GTEC):**  
Consideration and possible action to approve **Task Order TCI-20-010** to **Terracon Consultants** in the amount of **\$83,115.00** for **materials testing services** related to the **SE Inner Loop** (Austin to FM1460) **roadway expansion project** -- Wesley Wright, PE, Systems Engineering Director

### Legislative Regular Agenda

- P Public Hearing and First Reading** of an Ordinance **amending Ordinance No. 2019-69** and approving a **First Amendment** to and **Partial Assignment of Development Agreement** for **Parkside on the River Subdivision** -- Wayne Reed, Assistant City Manager
- Q Public Hearing and First Reading** of an Ordinance for the **voluntary annexation** and the **initial zoning designation** of **Residential Estate (RE)** upon annexation, of an approximate **6.478 acre** tract of land located in the David Wright Survey, Abstract 13, being all of Lots 13 and 15, Serenada Country Estates Unit One Subdivision, generally located at **109 and 111 Serenda Drive** -- Sofia Nelson, CNU-A, Planning Director
- R Public Hearing and First Reading** of an Ordinance for a **Zoning Map Amendment** to **rezone** approximately **0.104 acre** out of the Nicholas Porter Survey, Abstract No. 497, **from the Townhome (TH) zoning district** to the **General Commercial (C-3) zoning district** for the property generally located at **206 E Janis Dr** -- Sofia Nelson, CNU-A, Planning Director
- S Public Hearing and First Reading** of an Ordinance on a request for a **Zoning Map Amendment** to **rezone** approximately **7.51 acres** out of the L.J. Dyches Survey, Abstract No. 180, **from the Industrial (IN) zoning district** to the **General Commercial (C-3) zoning district**, for the property generally located on the **southeast corner** of **IH-35** and **Blue Ridge Boulevard** -- Sofia Nelson, CNU A, Planning Director
- T First Reading** of an Ordinance **amending Title 7 (Animals)** and **Chapter 8.05 (Intentional Feeding of Deer)** of the Code of Ordinances relating to the **regulation of animals** -- April Haughey, Animal Services Manager and Jack Daly, Community Services Director
- U Forwarded from the Georgetown Water Utility Advisory Board (GWUAB):**  
Consideration and possible action to approve the **"Texas Water Code Section 13.248 Retail Water Certificate of Convenience and Necessity Service Area Transfer Agreement,"** between the City of Georgetown and **Jarrell-Schwertner Water Supply Corporation ("JSWSC")** relating to the **transfer** of approximately **4,288 acres** (approximately 6.7 square miles) located in **Bell and Williamson Counties** from Georgetown's **Water Certificate of Convenience and Necessity ("CCN")** to JSWSC's Water CCN -- Chelsea Solomon, Control Center Manager
- V Forwarded from Georgetown Transportation Advisory Board (GTAB):**  
Consideration and possible action on **Task Order KHA-21-001** with **Kimley-Horn and Associates** of Austin, Texas in the amount of **\$1,583,144.00** for **professional engineering services** related to the **expansion** of **DB Wood Road** (SH29 to Oak Ridge) -- Wesley Wright, PE, Systems Engineering Director
- W** Consideration and possible action to approve a **sixth amendment** to the **contract** for **Solid**



## EXHIBIT 1 TO PETITION

**Waste, Recycling, Yard Trimming and Bulky Waste Collection, Disposal and Processing Services with Texas Disposal Systems** amending services to **include a Downtown Ambassador Pilot Program starting November 27, 2020** -- Ray Miller, Director Public Works and Teresa Chapman, Environmental Services

- X **Second Reading** of an Ordinance **amending the Downtown Georgetown TIRZ Project and Financing Plan to include projects** on a temporary or permanent basis to **support the Downtown area** consisting but not limited to **Trash Services Pilot program** to provide trash ambassador services, **Downtown Dining Expansion** to provide barricades and other improvements to expand spaces available for downtown dining including sidewalk and related work, and other programs to support and improve the **pedestrian activity, arts and culture, entertainment, dining and shopping experience** in downtown area -- Laurie Brewer, Assistant City Manager
- Y **Second Reading** of an Ordinance of the City of Georgetown, Texas **amending Sec. 2.28.210 "Assignment Pay"** for certain assignments within the **Fire Department** -- John Sullivan, Fire Chief
- Z Consideration and possible action to **formally cancel the City Council Workshop and Regular meetings** that would fall on **December 22, 2020, the fourth Tuesday of December** -- Robyn Densmore, City secretary

### 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. Speakers will be given up to three minutes to address the City Council. The City Secretary can be reached at (512) 931-7715 or [cs@georgetown.org](mailto:cs@georgetown.org). Speakers will be allowed up to three minutes to speak

AA At the time of posting no one had signed up to speak.

### 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.

- AB **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
  - Litigation Update
- Sec. 551.072: Deliberations about Real Property**
  - SH-29 Right of Way, Hillwood -- Travis Baird, Real Estate Services Manager
- Sec. 551.086: Certain Public Power Utilities: Competitive Matters**
  - Competitive Matters -- Daniel Bethapudi, General Manager of the Electric Utility
- Sec. 551.074: Personnel Matters**
  - City Attorney Check-in

### Adjournment

EXHIBIT 1 TO PETITION

**Certificate of Posting**

I, Robyn Densmore, City Secretary for the City of Georgetown, Texas, do hereby certify that this Notice of Meeting was posted at City Hall, 808 Martin Luther King Jr. Street, Georgetown, TX 78626, a place readily accessible to the general public as required by law, on the 20th day of November, 2020, at 4:50PM, and remained so posted for at least 72 continuous hours preceding the scheduled time of said meeting.

  
Robyn Densmore, City Secretary

EXHIBIT 1 TO PETITION

STATE OF TEXAS §  
COUNTY OF WILLIAMSON §  
CITY OF GEORGETOWN §

I, **Karen Frost**, being the **Assistant City Secretary** of the City of Georgetown, Texas, do hereby certify that the attached is a true and correct copy of the **City Council Meeting Minutes of Tuesday, November 24, 2020**.

Witness my hand and seal of office this **10th day of December 2020**.

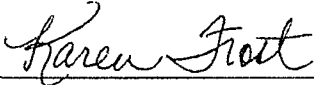
  
\_\_\_\_\_  
**Karen Frost**  
**Assistant City Secretary**  
City of Georgetown, Texas



EXHIBIT 1 TO PETITION

**Notice of a Meeting of the  
Governing Body of the  
City of Georgetown, Texas  
Tuesday, November 24, 2020**

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Mayor Schroeder called the meeting to order at 6:02 p.m. The following Council Members were in attendance: Mayor Josh Schroeder; Mary Calixtro, Council Member District 1; Mike Triggs, Council Member District 3; Steve Fought, Council Member District 4; and Rachael Jonrowe, Council Member District 6; and Tommy Gonzalez, Council Member District. Kevin Pitts, Council Member District 5 was absent, and Council District 2 is vacant. All Council Members were present via videoconferencing and a roll call was performed.

**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**

Charlie Turner with River Rock Bible Church led the invocation.

**Pledge of Allegiance**

**Comments from the Mayor**

- Shop Small Proclamation

**City Council Regional Board Reports**

**Announcements**

- District 2 Runoff Information

## EXHIBIT 1 TO PETITION

### Action from Executive Session

- There was no action out of Executive Session.

### Statutory Consent Agenda

The Statutory Consent Agenda includes non-controversial and routine items 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 Workshop and Regular Meetings held on November 10, 2020 -- Robyn Densmore, City Secretary
- C. Consideration and possible action to approve a **parkland improvement agreement** between the City of Georgetown and **Daniel Lawrence** and **Danielle Beth Strong** on approximately **1.58 acres of parkland at Riverview Estates** (resub), BLOCK F, Lot 22 -- Kimberly Garrett, Parks and Recreation Director and Travis Baird, Real Estate Services Manager
- D. Consideration and possible action to approve an **agreement for billing and collection services** between the City of Georgetown and **Williamson County** related to **assessments** for the Georgetown Village Public Improvement District (**GVPID**) -- Wayne Reed, Assistant City Manager
- E. Consideration and possible action to approve a Resolution authorizing a **license to encroach** to allow the placement of **firewood cages and tables with chairs** on City property known as Lot 6A1, Amending Plat of Lot 6, Block 52, City of Georgetown, located on the **east side of Main Street between 8<sup>th</sup> and 9<sup>th</sup> Streets** be granted to Kork Enterprises, Inc. d/b/a **Kork Wine Bar** -- Travis Baird, Real Estate Services Manager
- F. Consideration and possible action to approve a Resolution authorizing a **license to encroach** to allow for the placement of a **drainage pipe** in the **right of way of Maravilla Bluff Lane** be granted to the **Georgetown Maravilla Homeowners' Association** -- Travis Baird, Real Estate Manager
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- H. Consideration and possible action to approve a **contract with LJA Engineering** to provide **real estate services** as needed to the City of Georgetown -- Travis Baird, Real Estate Services Manager
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Consideration and possible action to approve a Resolution to accept (1) Lot 54, Block D, Georgetown Village Section Nine, Phase 9A, and (2) a **2.568 acre** tract of land out of the

EXHIBIT 1 TO PETITION

William Roberts Survey, ABS 524, located on **Bellaire Drive**, from William Family Communities, Inc. d/b/a **Green Builders** for the purposes of **operating and maintaining stormwater infrastructure** -- Travis Baird, Real Estate Services Manager

- J. **Forwarded from the Georgetown Water Utility Advisory Board (GWUAB):**  
Consideration and possible action to approve a **contract** for the **construction** of the **Southwest Bypass Waterline Project** to **Bruce Flanigan Construction, Inc.** of Belton, TX in the amount of **\$986,689.00** -- Wesley Wright, P.E., Systems Engineering Director
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- O. **Forwarded from Georgetown Transportation Enhancement Corporation (GTEC):**  
Consideration and possible action to approve **Task Order TCI-20-010** to **Terracon Consultants** in the amount of **\$83,115.00** for **materials testing services** related to the **SE Inner Loop (Austin to FM1460) roadway expansion project** -- Wesley Wright, PE, Systems Engineering Director

Motion by Fought to approve the Consent Agenda as presented, second by Gonzalez.

Calixtro – Yes

Triggs – Yes

Fought – Yes

Pitts – Yes

Jonrowe – Yes

Gonzalez – Yes

**Approved 6-0 (District 2 vacant).**

## EXHIBIT 1 TO PETITION

Mayor Schroeder recused himself for Statutory Consent Agenda due to a Conflict of Interest with Agenda Item F.

### Legislative Regular Agenda

- P. **Public Hearing and First Reading of an Ordinance amending Ordinance No. 2019-69 and approving a First Amendment to and Partial Assignment of Development Agreement for Parkside on the River Subdivision -- Wayne Reed, Assistant City Manager**

Reed presented the item and noted that item is procedural to assign rights and responsibilities from the master developer, revises the method of conveyance for a school tract, and extends the closing date for the fire station site.

Council had no comments or questions.

Reed read the caption.

Mayor Schroeder open and closed the Public Hearing at 6:16 p.m. as there were no speakers.

Motion by Pitts, second by Gonzalez.

Calixtro – Yes

Triggs – Yes

Fought – Yes

Pitts – Yes

Jonrowe – Yes

Gonzalez – Yes

**Approved 6-0 (District 2 vacant).**

- Q. **Public Hearing and First Reading of an Ordinance for the voluntary annexation and the initial zoning designation of Residential Estate (RE) upon annexation, of an approximate 6.478 acre tract of land located in the David Wright Survey, Abstract 13, being all of Lots 13 and 15, Serenada Country Estates Unit One Subdivision, generally located at 109 and 111 Serenda Drive -- Sofia Nelson, CNU-A, Planning Director**

Nelson presented the item and reviewed the following: Location Map, Aerial Map, Future Land Use/Overall Transportation Plan Map, Land Use Ratios for Neighborhood zoning designation, Zoning Map, Neighborhood Zoning Designation explanation, and Residential Estate designation with uses permitted by right, with limitations, and with a Special Use Permit (SUP). She added that the application complies with all Approval criteria for UDC Section 3.06.030, reviewed the annexation process, and provided the following schedule: October 13, 2020 Municipal Services Agreement, November 17, 2020 Planning and Zoning Public Hearing for initial zoning designation only, November 24, 2020 Public Hearing and First Reading of Ordinance held at City Council Meeting, and December 8, 2020 2nd Reading

EXHIBIT 1 TO PETITION

of Ordinance at City Council Meeting. Nelson stated that at their November 17, 2020 meeting, the Planning & Zoning Commission recommended approval of the request (5-0), to zone the property Residential Estate (RE) upon annexation. She added that staff received two letters of opposition.

Nelson read the caption.

Council had no comments or questions

Mayor Schroeder opened the public hearing at 6:22 at p.m.

Mr. Monte MaGill spoke and noted his disapproval of the project due to the location. He added that the request does not keep with the character of the neighborhood and concerns with the location of traffic.

Mayor Schroeder closed the public hearing at 6:25 p.m.

Motion by Pitts, second by Gonzalez.

Calixtro – Yes

Triggs – Yes

Fought – Yes

Pitts – Yes

Jonrowe – Yes

Gonzalez – Yes

**Approved 6-0 (District 2 vacant).**

- R. **Public Hearing and First Reading of an Ordinance for a Zoning Map Amendment to rezone approximately 0.104 acre out of the Nicholas Porter Survey, Abstract No. 497, from the Townhome (TH) zoning district to the General Commercial (C-3) zoning district for the property generally located at 206 E Janis Dr -- Sofia Nelson, CNU-A, Planning Director**

Nelson presented the item and reviewed the Location Map, Aerial Map, Future Land Use/Overall Transportation Plan Map, High Density Mixed Housing explanation, Zoning Map, and General Commercial (G-3) explanation including what is permitted by right, permitted with limitations, and permitted with a SUP. She stated that the application complies or partially complies will all criteria for rezoning of UDC Section 3.06.030 and that at their November 3, 2020 meeting, the Planning and Zoning Commission unanimously recommended approval of the request.

Nelson read the caption.

Council had no questions or comments



EXHIBIT 1 TO PETITION

Mayor Schroeder opened and closed the public hearing at 6:31 p.m. as there were no speakers.

Motion by Pitts, second by Gonzalez.

Calixtro – Yes

Triggs – Yes

Fought – Yes

Pitts – Yes

Jonrowe – Yes

Gonzalez – Yes

**Approved 6-0 (District 2 vacant).**

- S. **Public Hearing and First Reading** of an Ordinance on a request for a **Zoning Map Amendment to rezone** approximately **7.51 acres** out of the L.J. Dyches Survey, Abstract No. 180, **from the Industrial (IN) zoning district to the General Commercial (C-3) zoning district**, for the property generally located on the **southeast corner** of **IH-35 and Blue Ridge Boulevard** -- Sofia Nelson, CNU-A, Planning Director

Nelson presented the item and reviewed the Location Map, Aerial Map, Future Land Use/Overall Transportation Plan Map, Zoning Map, Employment Center explanation, and General Commercial (C-3) explanation including what is permitted by right, permitted with limitations, and permitted with a SUP. She stated that the application complies with all criteria for rezoning under UDC Section 3.06.030 and public notifications went out to five property owners within the 300-foot buffer and notice was placed in the Williamson County Sun Newspaper on October 18, 2020. Nelson stated that signs were posted on the property and to date, staff has received zero written comments in favor and zero written comments opposed. She noted that at their November 11, 2020 meeting, the Planning and Zoning Commission recommended approval of the request (6-1).

Nelson read the caption.

Gonzalez asked if this property is designate C-3, by right can high density multi-family be done. Nelson responded no and added that the employment center designation could have multi-family as a secondary use to allow people to live closer to where they work.

Triggs asked what percent of the seven acres is under the Employment Center designation. Nelson responded that she did not include that information but can get it to Council before the second reading.

Mayor Schroeder opened and closed the public hearing at 6:39 p.m. as there were no speakers.

Motion by Pitts, second by Gonzalez.

Calixtro – Yes

Triggs – Yes

Fought – Yes

## EXHIBIT 1 TO PETITION

Pitts – Yes

Jonrowe – Yes

Gonzalez – Yes

**Approved 6-0 (District 2 vacant).**

- T. **First Reading of an Ordinance amending Title 7 (Animals) and Chapter 8.05 (Intentional Feeding of Deer) of the Code of Ordinances relating to the regulation of animals -- April Haughey, Animal Services Manager and Jack Daly, Community Services Director**

Haughey presented the item by providing an overview of the presentation and then noted the review team as follows: Angela Jones, Animal Control Supervisor; April Haughey, Animal Services Manager; Jack Daly, Community Services Director; Jim Kachelmeyer, Assistant City Attorney; and Alecia Mosadomi, Assistant City Attorney. She stated that the new Code additions include: temporary petting zoos included with theatrical exhibits; current regulations exist only in the Unified Development Code for land zoned as agricultural; and proposing requirement of transition areas for temporary petting zoos as hand washing is the single most important prevention step for reducing disease transmission. Haughey reviewed the new Code addition of bee keeping and noted that: bee keeping is not currently regulated within the City Code; Animal Control received several calls regarding bee colonies over the past year; precedence of regulation with neighboring cities and was modeled after Round Rock; similar to the regulation of Urban Chickens; Langstroth-type hive with removable frames; provided with a water source; not within 10 feet of the property line or 50 feet from the residence of another; bee colony density determined by size of property; and the Queen from bee stock bred for gentleness and non-swarming characteristics. She explained that for deer feeding the Code addresses the intentional feeding of deer which is currently located in Title 8 - Health and Safety and regulated by Code Compliance, and the change reflects current practice of being referred to Animal Control. Haughey reviewed the Animal Services fees and kennel inspections and noted: the changing fees had not been updated recently and is aligned with what other shelters charge and better clarify how charges are calculated; and related to kennel inspections, Ch. 7.02.- Licenses and Permits, Sec. 7.02.020. includes Kennel permit requirements with part of the ordinance that has never been enforced, staff explored the idea of the removal of this ordinance, and staff discovered at a requested inspection the need to keep it due to lack of understanding on how to report bites and quarantine for rabies control. She reviewed the minor changes as follows: language cleanup and enhanced definitions for greater clarity; specifying that an electric fence is not a recognized means of confinement, resulting in the dog being at large; LRCA or designee offering home quarantine; and improved alignment with SOPs related to the impoundment at a maximum of 14 days, unless arrangements have been made with Animal Shelter Manager, and increased length of time for mandatory spay/neuter to 30 days with 45 days to notify department. Haughey provided the current status and next steps as follows: initial review with the Animal Shelter Advisory Board completed on October 8, 2020; Legal Department checked for alignment with State Law, the Animal Welfare Act, and other City Ordinances and completed a language clean-up; final review with Animal Shelter Advisory Board at the November 12 meeting; and the first reading of ordinance at City Council on November 24, 2020. She stated that feedback from Council included: Animal Control call out criteria on evenings and weekends and to

EXHIBIT 1 TO PETITION

clarify on how to reach Animal Control Officers afterhours; other requirements for petting zoos with Federal Licensing Requirements from the USDA and State requirements with the Texas Animal Health Commission; and kennel inspections related to retaining training and breeding inspection and permitting process and developing in-person approach to inform existing kennels, trainers, and breeders of requirement. Haughey noted that feedback from the Advisory Board included: Flyway Barrier definition due to confusion about how "measurement" and "location" work together; nuisance language where it is good to duplicate language because bees don't fall under city's definition of animals; approach to identify gentle bees with similar language in Austin, Round Rock, Kyle, and Killeen, and follow guidance from Texas Apiary Services and Williamson County Beekeepers Association; and density concerns and what constitutes a colony with staff's position is to allow beekeeping, with some restrictions and a colony equals one hive plus equipment.

Haughey read the caption.

Pitts asked if the City has ever looked into controlling the deer population. Morgan responded no. Daly stated that the City doesn't promote the feeding of deer, but staff can remove deer from the airport. Morgan stated that the County has someone, but it is not a full-time position. Pitts stated that some areas are overpopulated, and people are not hunting deer in the City limits. He added that he knows it is touchy subject and then discussed caring capacity. Morgan stated that staff can bring back this topic in a workshop setting. Gonzalez asked about the possibility of catch and release or trap and release. Pitts stated that he's not sure what the City should do, but the problem will continue.

There was no citizen comment.

Motion by Pitts, second by Gonzalez.

Calixtro – Yes

Triggs – Yes

Fought – Yes

Pitts – Yes

Jonrowe – Yes

Gonzalez – Yes

Approved 6-0 (District 2 vacant).

**U. Forwarded from the Georgetown Water Utility Advisory Board (GWUAB):**

**Consideration and possible action to approve the "Texas Water Code Section 13.248 Retail Water Certificate of Convenience and Necessity Service Area Transfer Agreement," between the City of Georgetown and Jarrell-Schwertner Water Supply Corporation ("JSWSC") relating to the transfer of approximately 4,288 acres (approximately 6.7 square miles) located in Bell and Williamson Counties from Georgetown's Water Certificate of Convenience and Necessity ("CCN") to JSWSC's Water CCN -- Chelsea Solomon, Control Center Manager**

EXHIBIT 1 TO PETITION

Solomon presented the item and reviewed prior Council feedback noting that at the June 9, 2020 Council meeting, staff was directed to move forward with the potential CCN transfer responsive to the following requests: Liberty Hill, Kempner WSC, and Jarrell-Schwertner WSC. She noted that the pros are water service to residents in the area at lower cost due to JSWSC infrastructure presence, City water resources spread over slightly smaller CCN, and development of relationship with JSWSC; and the con is that it is a small transfer. Solomon reviewed the deal points as follows: service area of 6.7 square miles with no infrastructure and no customers; and independent review of value is required by statute and was done by NewGen Strategies leading to a determined value of \$0; Jarrell-Schwertner WSC to lead regulator finding; payment to City with include legal cost of approximately \$7,500 and mapping costs of \$34 per hour; and JSWSC can cancel if opposed in regulatory process. She noted the next steps as: Water Board action to recommend approval of the contract between Jarrell-Schwertner WSC and Georgetown; City Council action of approval of the contract between Jarrell-Schwertner WSC and Georgetown; and Jarrell-Schwertner WSC will submit the required regulatory application.

Solomon read the caption.

No public comment

Motion by Pitts, second by Gonzalez.

Calixtro – Yes

Triggs – Yes

Fought – Yes

Pitts – Yes

Jonrowe – Yes

Gonzalez – Yes

**Approved 6-0 (District 2 vacant).**

V. **Forwarded from the Georgetown Transportation Advisory Board (GTAB):**

Consideration and possible action to approve **Task Order KHA-21-001** with **Kimley-Horn and Associates** of Austin, Texas in the amount of **\$1,583,144.00** for **professional engineering services** related to the **expansion of DB Wood Road (SH29 to Oak Ridge)** -- Wesley Wright, PE, Systems Engineering Director

Wright presented the item and noted that in 2015 voters approved a road bond program and this is for the last remaining project in that road bond package. He then noted some details of the project and that staff supports the project and item.

Wright read the caption.

Pitts asked where Kimley Horn is located. Wright responded in Austin. Pitts asked about how to review firms based on qualifications. Wright responded that staff has a list and looks for the best candidate, but these things can't be bid out the way construction projects can.

EXHIBIT 1 TO PETITION

Pitts stated that he has no issue with the vendor, he would just like to see preferential treatment for people who employ people from Georgetown.

No public comment.

Motion by Pitts, second by Gonzalez.

Calixtro – Yes

Triggs – Yes

Fought – Yes

Pitts – Yes

Jonrowe – Yes

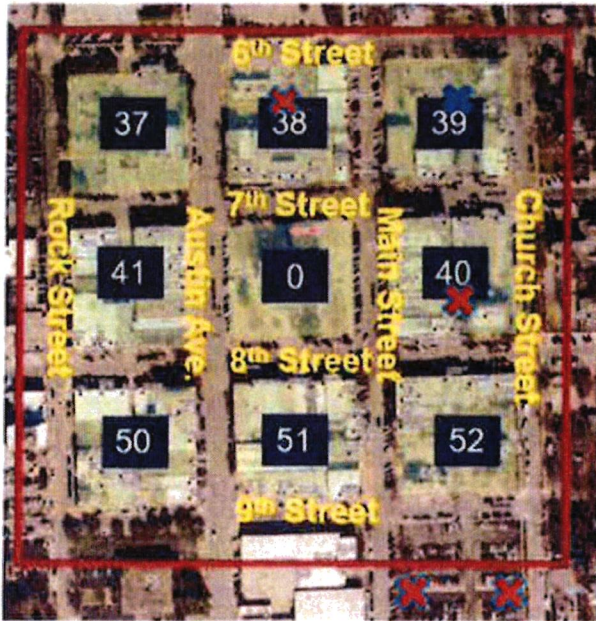
Gonzalez – Yes

**Approved 6-0 (District 2 vacant).**

- W. Consideration and possible action to approve a **sixth amendment** to the **contract for Solid Waste, Recycling, Yard Trimming and Bulky Waste Collection, Disposal and Processing Services with Texas Disposal Systems** amending services to **include a Downtown Ambassador Pilot Program starting November 27, 2020** -- Ray Miller, Director Public Works and Teresa Chapman, Environmental Services

Miller presented the item and provided a presentation overview. He the noted City Council direction as follows: February 26, 2020 Council directed staff to adjust billing to cover cost of service without rate increase; and October 13, 2020 Council directed staff to further develop the Downtown Ambassador Program as an enhanced solid waste service and to return to Council with a contract amendment. Miller reviewed the Downtown Square current service delivery via shared dumpsters and added: the City pays for four sets of paired shared dumpsters located on the blocks with the red X; blocks with blue X have their own containers and are not included in today's discussion; and businesses utilizing the shared dumpsters reimburse the City for the cost of services.

EXHIBIT 1 TO PETITION



Miller then reviewed the potential Downtown Ambassador Pilot service area noting that the Ambassador Pilot Program will: manage dumpsters on Blocks 38, 39, 40, 51, and 52, plus dumpsters located in the 9th St. and Main St. parking lot; sweep and pick-up litter from around dumpsters; assist businesses located on Blocks 38, 39, 40, 51, and 52 with getting trash and bags into dumpsters; empty trash receptacles, including Big Bellies, located on sidewalks in the Service Area; and collect litter from sidewalks and streets in the Service Area.



EXHIBIT 1 TO PETITION

Miller reviewed the City staff recommendations as follows: move forward with a light ambassador program as a pilot program; fund the program through Downtown TIRZ for one year for up to \$100,000 with an ongoing assessment throughout pilot program; after the one-year pilot, transition costs to downtown business customers; transition costs over a three-year period to allow businesses to adjust to new rates; and for the long-term, evaluate need to enhance ambassador services based on trash demands and consider a concierge program as needed.

Miller read the caption.

No questions or comments from council.

No public comment

Motion by Pitts, second by Gonzalez.

Calixtro – Yes

Triggs – Yes

Fought – Yes

Pitts – Yes

Jonrowe – Yes

Gonzalez – Yes

**Approved 6-0 (District 2 vacant).**

- X. **Second Reading of an Ordinance amending the Downtown Georgetown TIRZ Project and Financing Plan to include projects on a temporary or permanent basis to support the Downtown area** consisting but not limited to **Trash Services Pilot program** to provide trash ambassador services, **Downtown Dining Expansion** to provide barricades and other improvements to expand spaces available for downtown dining including sidewalk and related work, and other programs to support and improve the **pedestrian activity, arts and culture, entertainment, dining and shopping experience** in downtown area -- Laurie Brewer, Assistant City Manager, Kim McAuliffe, Downtown Development Manager and Teresa Chapman, Environmental Services Coordinator

Brewer presented the item and noted there had been no changes since the first reading.

Brewer read the caption.

No comments or questions from Council.

No public comments.

Motion by Pitts, second by Gonzalez.

Calixtro – Yes

Triggs – Yes

Fought – Yes

EXHIBIT 1 TO PETITION

Pitts – Yes

Jonrowe – Yes

Gonzalez – Yes

**Approved 6-0 (District 2 vacant).**

- Y. **Second Reading** of an Ordinance of the City of Georgetown, Texas **amending Sec. 2.28.210 “Assignment Pay”** for certain assignments within the **Fire Department** -- John Sullivan, Fire Chief

Sullivan presented the item and noted that there had been no changes since the first reading.

Sullivan read the caption.

There were no comments or questions from Council.

No public comment.

Motion by Pitts, second by Gonzalez.

Calixtro -- Yes

Triggs – Yes

Fought – Yes

Pitts – Yes

Jonrowe – Yes

Gonzalez – Yes

**Approved 6-0 (District 2 vacant).**

- Z. Consideration and possible action to **formally cancel the City Council Workshop and Regular meetings** that would fall on **December 22, 2020, the fourth Tuesday of December** -- Robyn Densmore, City secretary

Densmore presented the item.

Densmore read the caption.

Council had no comments or questions.

There was no public comment.

Motion by Gonzalez, second by Calixtro.

Calixtro – Yes

Triggs – Yes

Fought – Yes

Pitts – Yes

Jonrowe – Yes



## EXHIBIT 1 TO PETITION

Gonzalez – Yes

**Approved 6-0 (District 2 vacant).**

### **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](mailto:cs@georgetown.org). Speakers will be allowed up to three minutes to speak.

AA. At the time of posting no one had signed up to speak.

### **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.

#### **BB. 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

- Litigation Update

#### **Sec. 551.072: Deliberations about Real Property**

- SH-29 Right of Way, Hillwood -- Travis Baird, Real Estate Service Manager

#### **Sec. 551.086: Certain Public Power Utilities: Competitive Matters**

- Competitive Matters -- Daniel Bethapudi, General Manager of the Electric Utility

#### **Sec. 551.074: Personnel Matters**

- City Attorney Check-in

### **Adjournment**

Motion by Fought, second by Gonzalez.

Calixtro – Yes

Triggs – Yes

Fought – Yes

Pitts – Yes

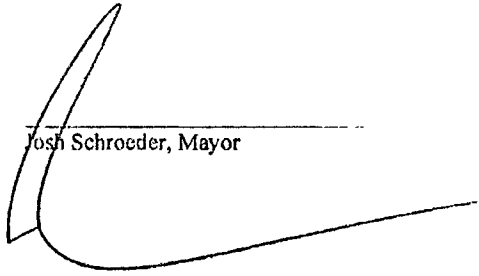
EXHIBIT 1 TO PETITION

Jonrowe – Yes  
Gonzalez – Yes  
**Approved 6-0 (District 2 vacant).**

Meeting adjourned at 7:14 p.m.

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Approved by the Georgetown City Council on December 8, 2020  
Date

  
\_\_\_\_\_  
Josh Schroeder, Mayor

  
\_\_\_\_\_  
Attest: City Secretary