



City of Pflugerville

Meeting Agenda - Final

City Council

Tuesday, May 24, 2016

7:00 PM

100 East Main Street, Suite 500

Regular Meeting

1. Call to order

2. Opening

A. Pledge of Allegiance to the Flag of the United States of America: I pledge allegiance to the flag of the United States of America, and to the republic for which it stands: one nation under God, indivisible, with liberty and justice for all.

B. Pledge of Allegiance to the Texas State Flag: Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible.

3. Presentations

- 3A. [2016-4883](#) Presentation of the Texas Historical Commission Award of Merit to the Pflugerville Diggers for Accomplishing a Significant Preservation Milestone for Local History in the Pflugerville Community.
- 3B. [2016-4912](#) Invite to Music in the Park 2016, "Hot Summer Nights."
- 3C. [2016-4774](#) Presentation of draft Transit Development Plan (TDP) concepts.

4. Public Comment

In accordance with the Texas Attorney General's Opinion, any public comment that is made on an item that is not on the published final agenda will only be heard by the City Council. No formal action, discussion, deliberation, or comment will be made by the City Council. Each person providing public comment will be limited to 3 minutes.

Reading of the Consent Agenda

The following items may be acted upon in a single motion. No separate discussion or action on any of these items will be held unless requested by a member of the City Council. Public comment on consent agenda items may be heard without removing the item from the consent agenda. Each person providing public comment will be limited to 3 minutes.

5. Approval of Minutes

- 5A. [2016-4890](#) Approval of the minutes of the May 4, 2016 Worksession and May 10,

2016 Worksession and Regular Meeting.

6. Ordinances First Reading

- 6A.** [ORD-0297](#) Approving an ordinance on first reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS AUTHORIZING THE EXECUTION OF A TAX RESALE DEED FOR THE CONVEYANCE OF PROPERTY ORIGINALLY PLATTED IN 1910 AND HISTORICALLY RECOGNIZED AS LOTS 3 AND 4, BLOCK E, THE COLORED ADDITION TO PFLUGERVILLE SUBDIVISION, PFLUGERVILLE, TRAVIS COUNTY, TEXAS; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

7. Ordinances Second Reading

- 7A.** [ORD-0292](#) Approving an ordinance on second reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE READOPTING CODE OF ORDINANCES TITLE IX GENERAL REGULATIONS, CHAPTER 95 PARKS AND RECREATION SUBCHAPTER 95.50 YOUTH PROGRAMS STANDARDS OF CARE; REPLACING ALL ORDINANCES IN CONFLICT; CONTAINING A SAVINGS CLAUSE AND DECLARING AN EFFECTIVE DATE.
- 7B.** [ORD-0300](#) Approving an ordinance on second reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, AMENDING THE CITY OF PFLUGERVILLE, TEXAS CODE OF ORDINANCES, BY AMENDING TITLE VII TITLED TRAFFIC CODE, BY AMENDING CHAPTER 71 TITLED PARKING REGULATIONS, BY AMENDING SECTION 71.05 TITLED PARKING PROHIBITED IN CERTAIN DESIGNATED AREAS; PROVIDING A VIOLATION OF SECTION 71.05 IS A MISDEMEANOR; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE; REPEALING ALL ORDINANCES TO THE EXTENT THEY ARE IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. (Adding no parking zones along portions of Terrell Lane)
- 7C.** [ORD-0301](#) Approving an ordinance on second reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, AMENDING THE CITY OF PFLUGERVILLE, TEXAS CODE OF ORDINANCES, BY AMENDING TITLE VII TITLED TRAFFIC CODE, BY AMENDING CHAPTER 71 TITLED PARKING REGULATIONS, BY AMENDING SECTION 71.05 TITLED PARKING PROHIBITED IN CERTAIN DESIGNATED AREAS; PROVIDING A VIOLATION OF SECTION 71.05 IS A MISDEMEANOR; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE; REPEALING ALL ORDINANCES TO THE EXTENT THEY ARE IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE. (Adding no parking zones along the southern portion of Justice Center Drive)

8. Resolutions

- 8A. [RES-0304](#) Approving a resolution adopting an annual annexation plan.
- 8B. [RES-0312](#) Approving a resolution authorizing the City Manager to execute a Partial Release and Vacation Instrument to vacate a portion of an existing drainage easement within the Carmen subdivision.
- 8C. [RES-0315](#) Approving a resolution adopting a Water Conservation Plan.
- 8D. [RES-0323](#) Approving a resolution approving a change in the rates of Atmos Energy Corporation, Mid-Tex Division ("Atmos") as a result of a settlement between Atmos and the Atmos Texas Municipalities ("ATM") under the rate review mechanism; finding the rates set by the attached tariffs to be just and reasonable; finding that the meeting complied with the open meetings act; declaring an effective date; and requiring delivery of the resolution to the company and legal counsel.

9. Other Actions

- 9A. [2016-4784](#) Approving a Weiss Lane Roadway Improvements Interlocal Agreement (ILA) with Travis County and authorizing the City Manager to execute same.
- 9B. [2016-4859](#) Approving a supplemental agreement #3 with LJA Engineering, Inc. in the amount of \$112,875.00 for professional engineering services associated with the Weiss Lane Roadway Reconstruction project and authorizing the City Manager to execute the agreement.
- 9C. [2016-4884](#) Authorizing the City Manager to Execute a Sidewalk Easement Agreement with Mohammad K. Minhas and the City of Pflugerville for a sidewalk associated with the Picadilly Business Park, Block A, Lot 1 site development project located at the northeast corner of Joe Barbee Drive and Picadilly Drive.
- 9D. [2016-4894](#) Authorizing the City Manager to execute an easement purchase agreement between Kelly Stephen Pfluger, et.al. for property known as the Kuhn Estate Tract and the City of Pflugerville for a permanent wastewater easement and a temporary construction easement for the Sorento Wastewater Interceptor Project.
- 9E. [2016-4856](#) Authorizing the City Manager to execute a conditional purchase agreement, an easement purchase agreement and a special warranty deed between Trelton Bohls and the City of Pflugerville for right of way and easement acquisition for roadway construction associated with the East Pecan Street Widening Project.
- 9F. [2016-4908](#) Authorizing the City Manager to execute a purchase agreement between Pecan Street Estates, Ltd and Pville East Ltd and the City of

Pflugerville for right of way acquisition for roadway construction associated with the East Pecan Street Widening Project.

Action on the Consent Agenda

10. Discuss and consider action

- 10A. [2016-4904](#) Discuss and consider action regarding active transit planning contracts and associated activities.
- 10B. [2016-4892](#) Discuss and consider action regarding future agenda items.
- 10C. [RES-0324](#) 1.) Executive Session Item: Discussions regarding deliberations on economic development negotiations pursuant to Chapter 551.087 of the Texas Government Code and consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code for legal advice concerning economic development negotiations regarding a Pflugerville Community Development Corporation (PCDC) economic development performance agreement with Kompan, Inc. a Corporation for Project Easy E. 2.) Open Session Item: Discuss and consider action to approve a resolution authorizing a Pflugerville Community Development Corporation (PCDC) economic development performance agreement with Kompan, Inc., a Delaware Corporation for Project Easy E.

11. Discuss only

- 11A. [2016-4891](#) 1.) Executive Session Item: Discussions regarding deliberations on economic development negotiations pursuant to Chapter 551.087 of the Texas Government Code and consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code for legal advice concerning economic development negotiations.
- 11B. [2016-4909](#) 1.) Executive Session Item: Consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code and deliberation regarding real property pursuant to Chapter 551.072 of the Texas Government Code regarding the purchase, exchange, lease, transfer and/or sale of real property.
- 11C. [2016-4871](#) Discussion regarding the draft strategic plan.

12. Adjourn

Executive sessions held during this meeting will generally take place in Suite 300, at the discretion of the City Council.

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 city board, commissions and/or committees may attend the meeting in numbers that may constitute a quorum of the other city boards, commissions and/or committees. Notice is hereby given that the meeting, to the extent required by law, is also noticed as a meeting of the other boards, commissions and/or committees of the City, whose members may be in attendance. The members of the boards, commissions and/or committees may 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 board, commission or committee subject to the Texas Open Meetings Act.

Jeff Coleman, Mayor

This is to certify that a copy of this agenda for this meeting was posted on the bulletin board located at the City Municipal Building on May 20, 2016, at 5:00 PM pursuant to Section 551.041, Government Code.

Karen Thompson, City Secretary

The City of Pflugerville is committed to compliance with the Americans with Disabilities Act. Reasonable modifications and equal access to communications will be provided upon request. Please call the City Secretary's Office at 512-990-6101 for information. Hearing-impaired or speech-disabled persons equipped with telecommunications devices for the deaf may call 7-1-1 or may utilize the statewide Relay Texas program at 1-800-735-2988.