



City of Pflugerville

Minutes - Final

City Council

Tuesday, November 8, 2016

7:00 PM

100 East Main Street, Suite 500

Regular Meeting

1. Call to order

Mayor Jeff Coleman called the regular meeting to order at 7:00 p.m. Councilmembers Wayne Cooper, Jeff Marsh, Omar Peña, Starlet Sattler and Mike Heath were in attendance. City employees attending: Brandon Wade, City Manager; George Hyde, City Attorney; Karen Thompson, City Secretary; Lauri Gillam, Assistant City Manager; Trey Fletcher, Assistant City Manager; Tom Word, Assistant City Manager; Amy Good, Finance Director; Emily Barron, Planning Director; James Hemenes, Parks Director; Amy Giannini, City Engineer; Terri Toledo, Public Information Officer; Jennifer Coffey, Library Director; Jim McLean, Interim Police Chief; Cindy Pierce, Development Engineering Director; Blake Overmyer, Building Official; Elizabeth Taplin, Human Resources Manager. Amy Madison, Executive Director of the Pflugerville Community Development Corporation was also in attendance.

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. Presentation

- 3A. [2016-5289](#) Presentation of Government Finance Officers Association awards to the City of Pflugerville.

Mayor Coleman presented the Distinguished Budget Presentation Award, Certificate of Achievement for Excellence in Financial Reporting, and Popular Annual Financial Report Award to the Finance employees in attendance: Amy Good, Aarika Anderson, Adrian Corrigan, Sabrina Schmidt, Tracy Hibbs, Lauren Henkes, Jill Haehnel, Jaynette Odegaard, and Sarah Moody.

4. Public Comment

There were no requests to speak under the public comment item.

Reading of the Consent Agenda

Item 9C was removed from the consent agenda and tabled. Ms. Thompson read the items to include the captions of the ordinances under consideration.

5. Approval of Minutes

- 5A. [2016-5324](#) Approval of the minutes of the October 25, 2016 Worksession and Regular Meeting.

The minutes were approved on the consent agenda.

6. Ordinances First Reading

- 6A. [ORD-0330](#) Approving an ordinance on first reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, ADOPTING THE FOURTH AMENDMENT TO THE FISCAL YEAR 2016 BUDGET FOR THE CITY OF PFLUGERVILLE; AND PROVIDING AN EFFECTIVE DATE.

The ordinance was approved on first reading on the consent agenda.

- 6B. [ORD-0332](#) Approving an ordinance on first reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE AMENDING SECTION 4 OF THE 2014 ENGINEERING DESIGN MANUAL AND CONSTRUCTION STANDARDS, REPLACING ALL ENGINEERING AND CONSTRUCTION STANDARDS IN CONFLICT; CONTAINING A SAVINGS CLAUSE; CONTAINING A SEVERABILITY CLAUSE; AND PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

The ordinance was approved on first reading on the consent agenda.

7. Ordinances Second Reading

- 7A. [ORD-0329](#) Approve an ordinance on second reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, AMENDING ORDINANCE NO. 1203-15-02-24 OF THE CITY OF PFLUGERVILLE, TEXAS, AS AMENDED, BY REZONING APPROXIMATELY 25.764 ACRES, BEING TWO TRACTS OF LAND SITUATED IN THE PETER CONRAD SURVEY NO. 71, ABSTRACT NO. 200, AND IN THE WILLIAM BARKER SURVEY NO. 74, ABSTRACT NO. 107 IN PFLUGERVILLE, TRAVIS AND WILLIAMSON COUNTIES, TEXAS, GENERALLY LOCATED ALONG MEISTER LANE, NORTH OF NEW MEISTER LANE, AND SOUTH OF LOUIS HENNA BOULEVARD, FROM AGRICULTURE/CONSERVATION (A) AND CORRIDOR URBAN (CL4) TO CAMPUS INDUSTRIAL (CI) ZONING DISTRICT; TO BE KNOWN AS THE CAPITAL COMMERCIAL LOUIS HENNA REZONING

(REZ1608-02); PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

The ordinance was approved on second and final reading on the consent agenda.

7B. [ORD-0331](#)

Approving an ordinance on third and final reading with the caption reading: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PFLUGERVILLE, TEXAS, AMENDING THE CITY OF PFLUGERVILLE, TEXAS CODE OF ORDINANCES, BY AMENDING TITLE XV TITLED LAND USAGE, BY AMENDING CHAPTER 154, TITLED SIGNS, SECTION 154.002 TITLED APPLICABILITY; EFFECT, SECTION 154.003 TITLED DEFINITIONS AND INTERPRETATIONS, SECTION 154.103 TITLED SIGNS EXEMPT FROM REGULATION UNDER THIS CHAPTER AND SECTION 154.108 TITLED SIGNS IN THE PUBLIC RIGHT-OF-WAY; PROVIDING A CUMULATIVE CLAUSE; PROVIDING FOR A PENALTY OF UP TO \$500; REPEALING ALL ORDINANCES TO THE EXTENT THEY ARE IN CONFLICT WITH THE AMENDED SECTIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

The ordinance was approved on second reading on the consent agenda. The ordinance will be considered on third and final reading on November 22, 2016.

8. Resolutions

8A. [RES-0358](#)

Approving a resolution amending and restating the City of Pflugerville's deferred compensation plan in the form of the ICMA Retirement Corporation 457 Deferred Compensation Plan & Trust, to include the associated Roth amendment.

The resolution was approved on the consent agenda.

9. Other Actions

9A. [2016-5327](#)

Authorizing the City Manager to execute a contract for sidewalk raising and repair services with Concrete Raising of Austin, the sole bidder, in the amount of \$3.85/sq. ft.

The item was approved on the consent agenda.

9B. [2016-5326](#)

Authorizing the City Manager to execute a contract for concrete sidewalk removal and replacement services to Mario L. Carlin Management, LLC, the lowest responsible bidder of three bids, in the amount of \$6.75/sq.ft .

The item was approved on the consent agenda.

9D. [2016-5317](#)

Authorizing the City Manager to execute a Special Warranty Deed accepting the conveyance of real property to the City of Pflugerville, to be

dedicated as public right of way, legally described as Tract 2, a strip of land containing 0.150 acre, or 6,512 square feet situated in the John C. Bray, Survey No. 10, Abstract 73 in the City of Pflugerville, in Travis County, Texas.

The item was approved on the consent agenda.

9E. [2016-5316](#)

Authorizing the City Manager to execute a Special Warranty Deed accepting the conveyance of real property to the City of Pflugerville, to be dedicated as public right of way, legally described as Tract 1, a strip of land containing 1.48 acres situated in the Joseph Weihl Survey No. 8, Abstract 802, in Travis County, and Tract 2, a strip of land containing 2.99 acres situated in the Joseph Weihl Survey No. 8, Abstract 802, in Travis County.

The item was approved on the consent agenda.

9F. [2016-5310](#)

Review of the Quarterly Investment Report for the quarter ending September 30, 2016.

The item was approved on the consent agenda.

Action on the Consent Agenda

Mr. Cooper made a motion to approve the consent agenda. Ms. Sattler seconded the motion. All voted in favor. The motion carried.

9C. [2016-5325](#)

Authorizing the City Manager to execute a contract for crack sealing services to Stripe It Up, the lowest responsible bidder of two bids, in the amount of \$181,688.02.

The item was removed from the consent agenda and tabled. There was no discussion or action on the item.

10. Discuss and consider action

10A. Discuss and consider action to approve the award of a construction contract for the Heatherwilde Elevated Storage Tank Project to Landmark Structures, the best value contractor for the City, of two (2) proposals received on October 19, 2016, in the amount of \$5,484,000 and authorizing the City Manager to execute same.

Mr. Word provided information on the item. Mr. Charles Kucherka of Freese and Nichols, project manager, provided information. Mr. Heath made a motion to approve as presented. Mr. Cooper seconded the motion. It was clarified that it was to include the lighting. All voted in favor. The motion carried.

10B. [2016-5313](#)

Discuss and consider action to approve supplemental agreement #4 with LJA Engineering, Inc. in the amount of \$108,541 for professional services associated with design, bidding and construction administration for the

Weiss Lane Roadway Reconstruction Project and authorizing the City Manager to execute the agreement.

Ms. Giannini provided information and answered questions of the Council. Mr. Peña made a motion to approve as read. Mr. Cooper seconded the motion. All voted in favor. The motion carried.

10C. [2016-5318](#)

Approving a work authorization (2016-1) with Freese and Nichols, Inc. in the amount of \$108,061 for professional services associated with a Wastewater Treatment Plant (WWTP) assessment and coordination with the Texas Commission on Environmental Quality (TCEQ) for an uprating of the capacity, a renewal of the WWTP's Stormwater Permit and a renewal of the WWTP's Risk Management Plan and authorizing the City Manager to execute the work authorization.

Mr. Word provided information and answered questions of the Council. Mr. Peña made a motion to approve the item as presented. Mr. Cooper seconded the motion. All voted in favor. The motion carried.

10D. [2016-5321](#)

Discuss and consider action regarding future agenda items.

Mr. Heath asked for a presentation on prioritization of infrastructure and maintenance projects and the cost of deferring maintenance.

11. Discuss only

11A. [2016-5322](#)

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.

There was no discussion on the item.

11B. [2016-5323](#)

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.

Discussion on the item took place during the earlier worksession. There was no discussion on the item at the regular meeting.

12. Adjourn

Ms. Sattler made a motion to adjourn. Mr. Cooper seconded the motion. The vote was: Mr. Cooper-no, Mr. Marsh-yes, Mr. Peña-no, Ms. Sattler-yes, Mr. Heath- no. The motion failed. The Councilmembers exited the meeting and a quorum was lost. The meeting was adjourned at 7:24 p.m.

Respectfully submitted,

Karen Thompson
City Secretary

Approved as _____ on November 22, 2016.