



# City of Pflugerville

## Minutes - Final

### City Council

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Tuesday, October 24, 2023

7:00 PM

1611 Pfennig Lane

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#### Regular Meeting

#### 1. Call to Order

Mayor Victor Gonzales called the regular meeting to order at 7:00pm. Mayor Pro Tem Doug Weiss and Councilmembers Ceasar Ruiz, Kimberly Holiday, Rudy Metayer, Jim McDonald, and David Rogers were in attendance.

City staff in attendance: Sereniah Breland, City Manager; James Hartshorn, Deputy City Manager, Emily Barron, Assistant City Manager; Thomas Hunter, Assistant City Manager; Trista Evans, City Secretary; Charles Zech, City Attorney; Jason O'Malley, Police Chief; Flip Romero, Communications Director; Roger Heaney, Assistant Communications Director; Brandon Pritchett, Public Utility Director; Jennifer Griswold, Library Director; Robbi Craig, People and Culture Director.

#### 2. Opening

##### A. Pledge of Allegiance to the Flag of the United States of America

Mayor Gonzales led those in attendance in the Pledge of Allegiance to the United States of America.

##### B. Pledge of Allegiance to the Texas State Flag

Mayor Gonzales led those in attendance in the Pledge of Allegiance to the Texas State Flag.

##### C. Moment of Silence

Mayor Gonzales led those in attendance in a moment of silence.

#### 3. Public Comment

There was no one present wishing to speak under public comment.

#### 4. Presentations

- 4A. [2023-0070](#) Mayor's proclamation recognizing November 11, 2023 as Veterans Day in the City of Pflugerville.

**Mayor Gonzales read the proclamation and presented it to Manuel Reyes, Jr., Commander of American Legion Post 154.**

- 4B.** [2023-0969](#) Mayor's proclamation declaring November 2023 as Indigenous Peoples Month in the City of Pflugerville.

**Mayor Gonzales read the proclamation and presented it to Aaron Pyle Sacred Springs Powwow Co-Chair and**

- 4C.** [2023-1006](#) Mayor's proclamation declaring November 2023 as National Family Caregivers Month in the City of Pflugerville.

**Mayor Gonzales read the proclamation and presented it to Siena Lindemann, Area Agency on Aging of the Capital Area Assistant Director.**

### **Reading of the Consent Agenda**

**Ms. Evans read the consent agenda to include the captions of the ordinances and stated items 5F., 5G., 5K., and 5N. were pulled from the consent agenda.**

### **5. Other Actions**

- 5A.** [ORD-0747](#) Approving an ordinance on first reading with the caption reading: An ordinance regarding the City of Pflugerville's Texas Municipal Retirement System benefits: (1) adopting non-retroactive repeating COLAs for retirees and their beneficiaries under TMRS Act §853.404(f) and (f-1), and (2) authorizing annually accruing updated service credits and transfer updated service credits.

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

- 5B.** [ORD-0723](#) Approving an ordinance on second reading with a caption reading: An Ordinance of the City Council of the City of Pflugerville, Texas amending Ordinance No. 1203-15-02-24 of the City of Pflugerville, Texas, as amended by approved in a Specific Use Permit for a Wireless Telecommunication Facility on an approximately 12.203-acre tract of land zoned Planned Unit Development (PUD) generally located east of FM 685 and north of Murchison Ridge Trail, situated in Falcon Pointe Section 4A, Lot 1A, Pflugerville. Texas, to be known as the Point of Grace Specific Use Permit (2023-4-SUP); providing a cumulative and repealer clause; providing for a non-severability clause; and providing an effective date.

**The ordinance was approved on second reading on the consent agenda.**

- 5C.** [2023-0904](#) Approving the minutes of the October 10, 2023 Worksession and October 10, 2023 Regular Meeting.

**The minutes were approved on the consent agenda.**

- 5D. [2023-0758](#) Approving an agreement with Civic Plus in the amount of \$99,918.54 for website design, replacement and upgrade for the City of Pflugerville websites and authorizing the City Manager to execute the same.
- The item was approved on the consent agenda.**
- 5E. [2023-0790](#) Approving a professional services supplemental agreement with Kimley-Horn and Associates, Inc. in the amount of \$914,877.50 for professional engineering services associated with the 2020 Transportation Bond Program Project East Pecan Street, and authorizing the City Manager to execute the same.
- The item was approved on the consent agenda.**
- 5H. [2023-0965](#) Approving an agreement with NEOGOV for their applicant tracking system and authorizing the City Manager to execute agreement.
- The item was approved on the consent agenda.**
- 5I. [2023-0995](#) Approving an agreement with Unity Contractor Services, Inc. in the amount of \$656,400.99 for city wide mowing services, and authorizing the City Manager to execute the same.
- The item was approved on the consent agenda.**
- 5J. [2023-1012](#) Approving the purchase of a pre-fabricated restroom from CorWorth Company in the amount of \$190,415 for Wilbarger Creek Park Phase 2, a neighborhood park associated with the 2020 General Obligation Bond Parks Projects, and authorize the City Manager to execute the same.
- The item was approved on the consent agenda.**
- 5L. [2023-1015](#) Approving Work Authorization Number 2021-3.1 as a supplement to the Master Services Agreement for the 794 PZ and Weiss Lane/Kelly Lane Water Line Project (12-inch Water Line) with 7 Arrows Land Staff, LLC in the amount of \$77,000 for additional acquisition services, and authorizing the City Manager to execute the same.
- The item was approved on the consent agenda.**
- 5M. [2023-1016](#) Approving the procurement of heavy equipment in the amount of \$568,461, and authorizing the City Manager to execute the same.
- The item was approved on the consent agenda.**
- 5O. [2023-1019](#) Approving a wholesale wastewater agreement with Kelly Lane WCID # 2 for wholesale wastewater conveyance and treatment services, and authorizing the City Manager to execute the same.
- The item was approved on the consent agenda.**

- 5P.**    [2023-1020](#)        Approving a wholesale wastewater agreement with Lakeside Municipal Utility District # 3 for wholesale wastewater conveyance and treatment services, and authorizing the City Manager to execute the same.
- The item was approved on the consent agenda.**
- 5Q.**    [2023-1021](#)        Approving work completed by Target Solutions in the amount of \$73,585.56 for restoration work on the Heritage House Museum and authorizing the City Manager to execute the same.
- The item was approved on the consent agenda.**
- 5R.**    [RES-1150](#)        Approving a resolution authorizing the submission of an application and application fee in the amount of \$100,000 for financial assistance from the Water Infrastructure Finance and Innovation Act (WIFIA) for the City's Water and Wastewater CIP Program and authorizing a designated City representative for purposes of furnishing such information and executing such documents as may be required in connection with the preparation and filing of such application for financial assistance and the rules of the WIFIA program.
- The resolution was approved on the consent agenda.**

### **Action on the Consent Agenda**

**Mr. Rogers moved to approve the consent agenda. Mayor Pro Tem Weiss seconded the motion. All voted in favor. The motion carried.**

**Items pulled from the consent agenda will be addressed under Item 8.**

## **6. Public Hearings and Ordinances**

- 6A.**    [ORD-0752](#)        Conduct a public hearing and consider approving the first reading of an ordinance with a 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 changing the zoning designation of approximately 81-acres of unplatted land situated in the Peter Conrad Survey, Number 71, Abstract Number 200, in Travis County, Texas, from Urban (Level 4:CL4) and Urban Center (Level 5:CL5) to Planned Unit Development (PUD) District; to be known as the Chisholm Station Planned Unit Development (2022-7-PUD); providing for repeal of conflicting ordinances; providing for serviceability; and providing an effective date.
- Mayor Gonzales read the item and opened the public hearing. Ms. Miga reviewed a summary of the request to rezone from CL4 and CL5 to a PUD district and discussed the background of the property. Ms. Miga discussed the development support to the SH45 area, connectivity and transportation master plan, and requirements for the various districts.**

Ethan Harwall with Kimley Horn provided a review of the districts and discussed the PUD components. Mr. Harwall answered questions from council and discussed representative images of the development. Mr. Harwall reviewed parkland dedication and answered questions from council regarding plans for a regional park. Mr. Harwall discussed plans for private open spaces. Mayor Pro Tem Weiss asked if the small area study impacted the plans. Mr. Harwall stated it did. Mr. McDonald asked if conversations have happened with landowners about the road plans. Ms. Miga discussed the process for the road design and stated conversations will occur as design is completed. Discussion followed regarding sidewalk requirements. Mr. Ruiz asked about the transitional district area. Mr. Harwall discussed the preferred use for town homes. Discussion followed regarding rent or purchase for the town homes.

There was no one present wishing to speak under the public hearing. Mr. Rogers moved to closed the public hearing. Mr. Metayer seconded the motion. All voted in favor. The motion carried.

Mayor Pro Tem Weiss moved to approve the ordinance on first reading. Mr. Metayer seconded the motion. All voted in favor. The motion carried.

## 7. Regular Agenda

- 7A. [RES-1153](#) Discuss and consider action to approve a resolution nominating a candidate for the Board of Directors of the Travis Central Appraisal District (TCAD).
- Mayor Gonzales opened the item for discussion. Mayor Pro Tem Weiss moved to reappoint Elizabeth Montoya. Mr. Metayer seconded the motion. All voted in favor. The motion carried.
- 7B. [2023-0993](#) Discuss and consider action to appropriate ARPA funds for Pfood Pfairness program.
- Mayor Gonzales stated this item would be postponed to the following meeting.
- 7C. [2023-1038](#) 1.) Executive Session Item: Discussion in accordance with Texas Government Code Section 551.072 deliberation regarding real property related to acquisition of right of way. 2.) Open Session Item: Discuss and consider action regarding real property related to acquisition of right of way.
- The item was discussed in executive session during the previously posted worksession. No action was taken.

## 8. Discuss and Consider Items Pulled from Consent Agenda

- 5N. [2023-1018](#) Approving a wholesale wastewater agreement with Kelly Lane WCID # 1 for wholesale wastewater conveyance and treatment services, and authorizing the City Manager to execute the same.
- Mayor Gonzales opened the item for discussion.
- Terry Moore gave public comment reviewing utility rates between the City and

**Crossroad Utility Service.** Mr. Moore discussed the districts leaving the city utility service and concern about the difference in costs. Mr. Moore discussed the difference in the charge for sewer and compared the cost for water service and water volume.

**Mayor Pro Tem Weiss** shared that the water the district is receiving is not from the city and provided information about using the agreements to restructure processing the water and discussed increasing the fees. Mr. Metayer provided information about using the agreements to bring in equity.

**Mayor Pro Tem Weiss** moved to approve the item. Mr. Metayer seconded the motion. All voted in favor. The motion carried.

**5F.** [2023-0962](#)

Approving an application from MetLife for dental insurance and authorizing the City Manager to execute the agreement.

**Mayor Gonzales** opened items 5F. and 5G. together. Ms. Craig reviewed the insurance renewal and answered questions from council about the changes. Mr. Metayer moved to approve items 5F. and 5G. Ms. Holiday seconded the motion. All voted in favor. The motion carried.

**5G.** [2023-0963](#)

Approving an application from Blue Cross and Blue Shield of Texas (BCBSTX) for Medical/Pharmacy insurance in 2024 and authorizing the City Manager to execute the agreement.

**Mayor Gonzales** opened items 5F. and 5G. together. Ms. Craig reviewed the insurance renewal and answered questions from council about the changes. Mr. Metayer moved to approve items 5F. and 5G. Ms. Holiday seconded the motion. All voted in favor. The motion carried.

**5K.** [2023-1013](#)

Approve and award a construction contract for Wilbarger Creek Park, Phase 2 associated with the 2020 General Obligation Bond Parks Projects to Patin Construction LLC, in the amount of \$3,392,198, and authorize the City Manager to execute the same.

**Mayor Gonzales** stated this item would be postponed to the following meeting.

**7D.** [2023-1026](#)

1.) Executive Session Item: Discussion of personnel matters pursuant to Chapter 551.074 of the Texas Government Code regarding performance evaluation of the City Manager. 2.) Open Session Item: Discuss and consider action regarding the performance evaluation of the City Manager.

**Mayor Gonzales** stated city council was retiring to executive session at 8:01pm. **Mayor Gonzales** reconvened the meeting in open session at 8:07pm. **Mayor Pro Tem Weiss** moved to approve the amended contract. Mr. Ruiz seconded the motion. Mr. Metayer and Mr. Rogers were absent for the vote. All others voted in favor. The motion carried.

**9. Adjourn**

**Mayor Gonzales** adjourned the meeting at 8:08pm.

Respectfully submitted,

Trista Evans, City Secretary

Approved as \_\_\_\_\_ on November 14, 2023.