



City of Pflugerville

Meeting Agenda - Final

City Council

Tuesday, April 9, 2019

7:00 PM

100 East Main Street, Suite 500

Regular Meeting

The City Council is scheduled to hold a Worksession starting at 6:00 p.m. Please see the Worksession Agenda for a list of items for discussion at the Worksession.

1. **Call to order**

2. **Opening**

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

B. Pledge of Allegiance to the Texas State Flag

C. Moment of Silence

3. **Items of Community Interest**

Pursuant to Texas Government Code Sec. 551.0415, a member of the governing body may make an announcement about items of community interest during a meeting of the governing body without having given notice of the subject of the announcement. "Items of community interest" includes:

- (1) expressions of thanks, congratulations, or condolence;
- (2) information regarding holiday schedules;
- (3) an honorary or salutary recognition of a public official, public employee, or other citizen, except that a discussion regarding a change in the status of a person's public office or public employment is not an honorary or salutary recognition for purposes of this subdivision;
- (4) a reminder about an upcoming event organized or sponsored by the governing body;
- (5) information regarding a social, ceremonial, or community event organized or sponsored by an entity other than the governing body that was attended or is scheduled to be attended by a member of the governing body or an official or employee of the political subdivision; and
- (6) announcements involving an imminent threat to the public health and safety of people in the political subdivision that has arisen after the posting of the agenda.

4. **Presentations**

- 4A. [2019-7496](#) Proclamation declaring the week of April 14 to April 20, 2019 as National Public Safety Telecommunicators Week.

- 4B. [2019-7360](#) Presentation of Main Street Plazapalooza Community Engagement Project.
- 4C. [2019-7517](#) Engineering Department annual presentation.
- 4D. [2019-7524](#) Present update regarding Pflugerville Pforward: Master Transportation Plan efforts to date and expected activities over the next two months.

5. Public Hearing and Ordinance First Reading

- 5A. [ORD-0458](#) Conduct a public hearing and consider approving an ordinance on first reading with the caption reading: An ordinance of the City of Pflugerville, Texas, amending and updating Chapter 53 of the City code of ordinances regarding the City's Drought Contingency Plan by amending and updating the public notification policy, and authorizing drip irrigation provisions under stage 2 restrictions; providing that this ordinance shall be cumulative; repealing all ordinances to the extent they are in conflict; providing for severability; providing for a penalty for a violation of Chapter 53, as a class C misdemeanor and fine in an amount not exceed \$2,000.00; and providing an effective date.

6. 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.

7. Approval of Minutes

- 7A. [2019-7508](#) Approval of the minutes of the March 26, 2019 Worksession and Regular Meeting.

8. Ordinances Second Reading

- 8A. [ORD-0453](#) Approving an annexation ordinance on second reading with the caption reading: An ordinance of the City of Pflugerville, Texas, annexing, for full purposes, a 149.96 acre tract of land, out of the Joseph Wehl Survey No. 8, Abstract No. 802, in Travis County, Texas of the Real Property Records

of Travis County, and a tract of land encompassing Weiss Lane right-of-way generally located between East Pecan Street and Kelly Lane; extending the boundaries of the City to include the land; and to be zoned Agriculture/ Development Reserve (A); to be known as the Weiss High School 2019 Annexation; binding the land to all of the acts, ordinances, resolutions and regulations of the City; approving a service plan; and providing an effective date. (ANX1901-01)

- 8B.** [ORD-0455](#) Approving an ordinance on second reading with the caption reading: An ordinance of the City of Pflugerville, Texas, adopting the first amendment to the Fiscal Year 2019 Budget for the City of Pflugerville; and providing an effective date. (replacement bus and additional funding - mobile stage).
- 8C.** [ORD-0457](#) Approving an ordinance on second reading with the caption reading: An ordinance of the City Council of the City of Pflugerville, Texas Code of Ordinances, by adopting a trademark usage fee policy; providing a cumulative clause; repealing all ordinances to the extent they are in conflict with the amended sections; providing for severability; and providing for an effective date.

9. Other Actions

- 9A.** [2019-7502](#) Approving the appointment of Lisa Ely as a regular member of the Parks and Recreation Commission for an unexpired term ending December 31, 2020.
- 9B.** [2019-7509](#) Approving a Storm Water Facilities Maintenance Covenant, License and Agreement for the TRI Business Park development, located at 1801 Central Commerce Court, and authorizing the City Manager to execute the agreement.
- 9C.** [2019-7511](#) Approving a professional services agreement with DTS Engineering, LLC in the amount of \$117,875.00 for professional services for the City-Wide Pavement Re-Evaluation and Assessment.
- 9D.** [2019-7512](#) Approving the selection of CP&Y, Kimley-Horn, LJA Engineering, Johnson Mirmiran & Thompson (JMT), Half Associates, Pape-Dawson, and Cobb Fendley to provide professional services associated with the 2019-2021 Transportation Improvements Projects and authorizing the City Manager to enter into negotiations as needed regarding scopes of work and fee proposals.
- 9E.** [2019-7513](#) Approving a professional services supplemental agreement with Raba Kistner Consultant, Inc. in the amount of \$45,465.00 for professional services for the Grand Avenue Parkway Pavement Distress Evaluation.
- 9F.** [2019-7526](#) Approving the appointment of Ms. Patricia Davis, P.E. as City Engineer.

Action on the Consent Agenda

10. Discuss and consider action

- 10A.** [2019-7501](#) Conduct interviews and discuss and consider action to appoint a regular member and alternate member to the Parks and Recreation Commission for unexpired terms ending December 31, 2019.
- 10B.** [RES-0600](#) Discuss and consider action to approve a resolution adopting the Infrastructure and Land Use Study associated with Pflugerville's historic Colored Addition Subdivision.
- 10C.** [2019-7534](#) 1.) Executive Session Item: Consultation with legal counsel pursuant to Section 551.071 of the Texas Government Code for discussion regarding City of Pflugerville vs. 735 Henna, LLC. 2.) Open Session Item: Discuss and consider action regarding City of Pflugerville vs. 735 Henna, LLC.
- 10D.** [2019-7515](#) 1.) Executive Session Item: Consultation with legal counsel pursuant to Section 551.071 of the Texas Government Code for discussion regarding contractual issues relating to the Weiss Lane Roadway Project. 2.) Open Session Item: Discuss and consider action regarding the Weiss Lane Roadway Project.

11. Adjourn

Executive sessions held during this meeting will take place in Suite 500 or 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.

Sereniah Breland, City Manager

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 April 5, 2019 at 5:30 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 contact Chad Wood, Americans with Disabilities Act (ADA) Coordinator, at chadw@pflugervilletx.gov or 512-990-6400 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.

