



# City of Pflugerville

## Meeting Agenda - Final

### City Council

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Tuesday, May 23, 2023

7:00 PM

1611 Pfennig Lane

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#### Regular Meeting

#### 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. 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.

## 5. Presentations

- 5A. [2023-0075](#) Mayor's proclamation declaring June 2023 as Pride Month in the City of Pflugerville.
- 5B. [2023-0481](#) Mayor's proclamation declaring June as Alzheimer's and Brain Awareness Month in the City of Pflugerville.

## 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.

## 6. Other Actions

- 6A. [2023-0466](#) Approving the minutes of the May 4, 2023 Quorum, May 9, 2023 Worksession, May 9, 2023 Regular Meeting, and May 15 Worksession.
- 6B. [2023-0462](#) Approving the FY23 Q2 Investment Report.
- 6C. [2023-0482](#) Approving a Developer Participation Contract with Tacara at Weiss Ranch (TAWR) Property Owner, Ltd. for design and construction of public improvements between the City of Pflugerville and TAWR Property Owner, Ltd. as part of the Tacara at Weiss Ranch Offsite project, and authorizing the City Manager to execute the same.
- 6D. [2023-0484](#) Approving a professional services agreement with Volkert Engineering Inc. in the amount of \$80,000 for on call professional engineering services, and authorizing the City Manager to execute same.
- 6E. [2023-0485](#) Approving a professional services agreement with LJA Engineering Inc. in the amount of \$80,000 for on call professional engineering services, and authorizing the City Manager to execute same.
- 6F. [2023-0492](#) Approving a professional services agreement with Freese & Nichols Inc. in the amount of \$120,000 for procurement support services, and authorizing the City Manager to execute same.
- 6G. [RES-1103](#) Approving a resolution adopting Tax Increment Reinvestment Zone No. 1 Reimbursement Policy.
- 6H. [RES-1107](#) Approving a resolution affirming extension of term and providing pay increase for the municipal judge.

## Action on the Consent Agenda

Items pulled from the consent agenda will be addressed under Item 10.

## 7. Board and Commission Appointments

- 7A. [2023-0491](#) Conduct introductions and take action to make an appointment to the Equity Commission for an alternate position with a term ending December 31, 2023.

## 8. Public Hearings and Ordinances

- 8A. [ORD-0713](#) 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 approving a Specific Use Permit for a Lounge Use on approximately 4,200 square feet within the Downtown District Overlay, located at 105 E Pecan street, to be known as East Pecan Cigars Specific Use Permit (2023-2-SUP); providing a cumulative and repealer clause; providing for a non-severability clause; and providing an effective date.
- 8B. [ORD-0712](#) 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 of Lot 1 and 2 of the Skyview Manor, Consisting of an approximately 2.0-acres tract of land out of the John Van Winkle Survey 14 in Pflugerville, Texas from Agricultural/ Development Reserve (A) District to Single Family- Mixed Use District (SF-MU); to be known as the Nimbus Rezoning (2023-3-REZ); providing for repeal of conflicting ordinances; providing for severability; and providing an effective date.
- 8C. [ORD-0720](#) Conduct a public hearing and approve an ordinance on first and final reading authorizing the issuance of City of Pflugerville, Texas Combination Tax and Limited Revenue Certificates of Obligation, Series 2023 in an amount not to exceed \$153 million; Authorizing the levy of an ad valorem tax and the pledge of certain net revenues in support of the certificates; Approving an official statement, a purchase agreement and a paying agenda/registrars agreement; and authorizing other matters related to the certificates. (Downtown East public improvements)

## 9. Regular Agenda

- 9A. [RES-1104](#) Discuss and consider action to approve a resolution authorizing the publication of the notice of intention to issue combination tax and limited revenue certificates of obligation in and estimated amount not to exceed \$76,000,000 for facility and roadway improvement projects.
- 9B. [ORD-0703](#) Discuss and consider action to approve an ordinance on first 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 amending the Planned Unit Development (PUD) District designation as approved in Ord. 1396-19-06-11 of lots 1, 2, 3, 4, and 5 of the Pflugerville Farms Subdivision of the Real Property Records of Travis County, to be known as the Pflugerville Farms PUD (2022-6-PUD); providing for repeal of conflicting ordinances; providing for severability; and providing an effective date.

- 9C. [2023-0493](#) 1.) Executive Session Item: Discussion with legal counsel regarding economic development corporation statutes pursuant to Section 551.071 of the Texas Government Code. 2.) Open Session Item: Discuss and consider action regarding PCDC bylaws and administrative agreement.
- 9D. [RES-1105](#) Discuss and consider action to approve a resolution of support by the City of Pflugerville, Texas, approving the submittal of an application for project funding under the TxDOT 2023 Transportation Alternatives Set-Aside (TA) Program for the Intersection Improvements and Pedestrian Hybrid Beacon at Kelly Lane and Benning Drive projects.
- 9E. [2023-0461](#) Conduct a presentation regarding the FY23 Q2 Financial Update.
- 9F. [2023-0490](#) Conduct a Visioning Workshop and Presentation on the Parks, Recreation and Open Space Master Plan.
- 9G. [2023-0480](#) 1.) Executive Session Item: Discussion of personnel matters pursuant to Chapter 551.074 of the Texas Government Code regarding performance evaluation of the City Attorney. 2.) Open Session Item: Discuss and consider action regarding performance evaluation of the City Attorney.

**10. Discuss and Consider Items Pulled from Consent Agenda**

**11. Adjourn**

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.

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 19, 2023 at 5:00 PM pursuant to Section 551.041, Government Code.

Trista Evans, 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 Breanna Higgins at [breannah@pflugervilletx.gov](mailto:breannah@pflugervilletx.gov) or 512-990-6129 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.