



# City of Pflugerville

## Minutes - Final

### City Council

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Tuesday, July 19, 2016

6:00 PM

100 East Main Street, Suite 500

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#### Special Meeting

#### 1. Call to order

Mayor Jeff Coleman called the special meeting to order at 6:03 p.m. Councilmembers Wayne Cooper, Brad Marshall, Omar Peña, Starlet Sattler and Mike Heath were in attendance. City employees attending: Brandon Wade, City Manager; Charlie Zech, Assistant City Attorney; Karen Thompson, City Secretary; Lauri Gillam, Assistant City Manager; Trey Fletcher, Assistant City Manager; Tom Word, Assistant City Manager; Emily Barron, Planning Director; Amy Giannini, Development Engineering Director; James Wills, Public Works Director; James Hemenes, Parks Director.

Items were addressed in the order as recorded in the minutes.

#### 2. Ordinances First Reading

##### 2A. [ORD-0305](#)

Approving an ordinance on first reading with the caption: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, ANNEXING, FOR FULL PURPOSES, A 40-ACRE TRACT OF LAND SITUATED IN THE J. ZAMBRANO SURVEY NO. 38, ABSTRACT NO. 844, AND A 131.73-ACRE TRACT OF LAND SITUATED IN THE J.P. KEMPE SURVEY NO. 12, ABSTRACT NO. 462, OF THE REAL PROPERTY RECORDS OF TRAVIS COUNTY; EXTENDING THE BOUNDARIES OF THE CITY TO INCLUDE THE LAND; AND TO BE ZONED AGRICULTURE-CONSERVATION (A); BINDING THE LAND TO ALL OF THE ACTS, ORDINANCES, RESOLUTIONS AND REGULATIONS OF THE CITY; APPROVING A SERVICE PLAN; AND PROVIDING AN EFFECTIVE DATE. (ANX1604-01)

Mayor Coleman opened items 2A and 2B to be addressed simultaneously. He read the items to include the captions of the ordinances under consideration. There were no requests to speak on the items. Mr. Peña made a motion to approve both items as read. Ms. Sattler seconded the motion. All voted in favor. The motion carried.

##### 2B. [ORD-0306](#)

Approving an ordinance on first reading with the caption: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, ANNEXING, FOR FULL PURPOSES, AN APPROXIMATELY

97.5-ACRE TRACT OF LAND SITUATED IN THE ANDREW AUSTIN 960 ACRE SURVEY NO. 19, ABSTRACT NO. 38 OF THE REAL PROPERTY RECORDS OF TRAVIS COUNTY; EXTENDING THE BOUNDARIES OF THE CITY TO INCLUDE THE LAND; AND TO BE ZONED AGRICULTURE-CONSERVATION (A); BINDING THE LAND TO ALL OF THE ACTS, ORDINANCES, RESOLUTIONS AND REGULATIONS OF THE CITY; APPROVING A SERVICE PLAN; AND PROVIDING AN EFFECTIVE DATE. (ANX1604-02)

Mayor Coleman opened items 2A and 2B to be addressed simultaneously. He read the items to include the captions of the ordinances under consideration. There were no requests to speak on the items. Mr. Peña made a motion to approve both items as read. Ms. Sattler seconded the motion. All voted in favor. The motion carried.

### **3. Discuss and consider action**

#### **3A. [2016-5045](#)**

Discuss and consider action on a proposal to reactivate the Charter Review Commission to allow the Commission to participate in a joint public meeting with the City Council to reconsider its recommended Charter Amendments in whole or in part and for it to take any action on proposed modifications and amendments to its recommended Charter Amendments.

Charter Review Commissioners Ron Sandford, Paul Bruggeman, Troy Fuller, David Garlick, Victor Gonzales, Angela Hausner, Rudy Metayer, Al Pattillo, Tom Roland, and Michelle Sheehan were in attendance. Mayor Coleman provided background information on the Charter Review Commission and stated that he finds it unethical to ask the Charter Review Commission to re-evaluate its recommendations. He stated that the Council can create additional charter amendment propositions of its own and if Councilmembers have questions regarding the intent of the Charter Review Commission, each Councilmember can talk to the Charter Review Commission members individually in order to gain understanding. He read comments from Charter Review Commissioner and former Councilmember Victor Gonzales indicating concerns in asking the Charter Review Commission to be reinstated in order to reconsider their recommendations.

Mr. Zech provided information, stating that strict compliance with the Charter is required, however there is no prohibition in the Charter to reactivate the Commission, although it was not the intent that it be reconvened. He explained that he thinks there is risk associated with reconvening the Commission and he cannot guarantee the outcome if a court were to rule on it.

Mr. Cooper stated that Mr. Zech is saying that there is no case law, but if they were to convene the Commission and make changes, then someone could challenge that.

Ms. Sattler stated that she seconded placing the item on the agenda because she felt that she was missing the joint meeting to hear the report and discuss with the Commission.

Mr. Heath stated during the discussion at last week's meeting, it was obvious

that there could be competing propositions presented to the voters in November that would be confusing. He stated his concerns for the City Manager setting the agenda and expanding the City Council with an additional member.

Mayor Coleman stated that it looks like the Council is trying to get the outcome that it wants, but that is not what the majority of the Commission wanted. Mr. Cooper provided comments. Mr. Peña indicated agreement with Mayor Coleman. Mr. Heath noted that the Commission would still have the authority. Mr. Marshall stated that he thinks it would be bad to have the Commission make changes to their recommendations. Ms. Sattler stated that she had just wanted to talk with them. Mr. Marshall provided comments, stating that there is some confusion on how the propositions recommended by the Commission will be presented on the ballot. He stated that there is a question regarding the adding of a Councilmember and giving the mayor a vote, if this will be presented as one proposition or two separate propositions. Mr. Zech provided information, stating that this is in a gray area which will allow the Council to provide together or separately on the ballot. He stated that if the Council provides separately on the ballot, this would be contrary to the Charter Review Commission's intent.

Mr. Peña asked when the wording for the propositions would be ready. Mr. Zech indicated that they could be ready for the July 26, 2016 Council meeting. The Councilmembers were to submit their suggestions for propositions to the City Attorney prior to next week's meeting.

Mayor Coleman asked if there was a motion on item 3A. Mr. Heath made a motion to approve the item to reactivate the Charter Review Commission. Mr. Cooper seconded the motion. The vote was: Mr. Cooper-yes, Mr. Marshall-no, Mr. Peña-no, Ms. Sattler-no, Mr. Heath-yes. The motion failed.

- 3B.**     [2016-5046](#)     Conduct a joint public meeting with the Charter Review Commission to allow the Commission to reconsider its recommended Charter Amendments in whole or in part, with the benefit of City Council input, and permitting the Commission to take any action to modify or amend its Report or modify any proposed Charter Amendments previously presented to City Council.

There was no discussion or action on the item.

- 3C.**     [2016-5047](#)     Discuss and consider action regarding proposed charter revision propositions to be presented to the voters at a November 8, 2016 special election.

The item was tabled until July 26, 2016.

**4.     Discuss only**

- 4B.**     [2016-4948](#)     Discussion regarding the draft strategic plan.

Mr. Wade provided information. He stated that the goal was to have the strategic plan complete prior to this year's budgeting process, but he is required to submit the budget to the Council by July 1. He noted that he has

submitted the budget this year as a modified zero-based budget, with keeping it the same and moving forward and has provided estimates for the effective rate and rollback rate and a list of proposed additions from the department heads. He stated that the approach that he has used this year is similar to what he has used in the past. He stated that he is prepared to bring action steps for the strategic plan forward on August 9, 2016. He stated that there are some items that are not in the strategic plan draft, like parks, and so if he was putting together a budget based on this strategic plan, then he would not submit anything associated with Parks. He asked the Council if they would like to go through the list of priorities again. He stated that they could use this as a baseline and give to the Council in January and complete the plan by February in order to allow the document to be used in setting next year's budget.

Mayor Coleman asked the Council how tightly construed of a document they were expecting from the strategic plan. He stated that he thought it was a general overriding guide, like a comprehensive plan, that gives general direction. He stated that it has been presented to him that it could be used as a pure budgeting tool, so that if it is not in the plan, then it gets no money in the budget. He noted that parks and quality of life are not mentioned in the strategic plan.

Mr. Cooper stated that he was expecting a general document, similar to a comprehensive plan. He stated that parks could be infrastructure. He stated that he thinks that it is erroneous to state that parks would not be funded, that it is just a policy document. He stated that he does not think that the approach was that if it isn't mentioned, then it is not funded. Mr. Marshall stated that they have completed the strategic priorities and now staff does the action steps which relate back to the priorities. He stated that whether or not that relates back to budget line items may be another discussion, that maybe the action steps are by default and everything else is more of a variance. Mr. Cooper stated that he thinks that they should be policy comments, that he does not think it was the intent that they identify specific budget items.

Mr. Heath stated that the action is to identify specific priorities. He stated that they have disconnected plans sitting across the city and this is to pull back and focus the actions of the council, to get to the quality of life the city is asking for. He stated this will identify the items to focus on in the next year. He stated that city staff will now determine the action items, to include parks. He stated that they need more active discussion in what they need to be doing to give true direction to city staff. Mr. Peña stated that he thinks this gets them 3/4 of the way there and staff can get us the rest of the way there. Mr. Marshall stated that the missing piece is the action steps, that the council is done at this point. Mr. Wade stated that he is prepared to bring the action steps on August 9, 2016. He noted that he has provided the council with the list of department head requests with the intent of discussing at the July 26, 2016 meeting. Mr. Heath asked about benchmarking against other cities. Mr. Wade stated that they do have the basics of a benchmarking plan, but it is very basic. Mayor Coleman explained that in the past the city has found frustration with benchmarking because each city tests itself against each other and continues to move the bar up and add expense. He stated that they have not done benchmarking as much in the last number of years.

**4A.**     [2016-4965](#)

Discussion regarding the Fiscal Year 2017 budget and associated property tax rate.

There was Council discussion on the item with Mr. Wade with input from Ms. Gillam regarding the estimated property tax valuation and proposed tax rate.

## **5. Adjourn**

Mr. Cooper made a motion to adjourn. Mr. Marshall seconded the motion. All voted in favor except Mr. Cooper. The motion carried. The meeting was adjourned at 6:54 p.m.

Respectfully submitted,

Karen Thompson  
City Secretary

Approved as presented on August 9, 2016.