



City of Pflugerville

Meeting Agenda - Final

City Council

Tuesday, March 26, 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. [2019-7404](#) Presentation of Texas Historical Commission Award of Merit to Daniel Berra.

- 4B. [2019-7485](#) Recognition presentation announcing the Pflugerville Community Development Corporation (PCDC) award of certificate of achievement for Economic Excellence by the Texas Economic Development Council (TEDC).
- 4C. [2019-7494](#) Mayor's Proclamation declaring Tuesday, March 26, 2019 as William Mullican Olympian Day in the City of Pflugerville.

5. Public Hearing and Ordinance First Reading

- 5A. [ORD-0453](#) Conduct the third public hearing and consider approving on first reading of an annexation ordinance with the caption: An ordinance of the City of Pflugerville, Texas, annexing, for full purposes, a 149.96 acre tract of land, out of the Joseph Weihl 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)

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. [2019-7476](#) Approval of the minutes of the March 12, 2019 Worksession and Regular Meeting.

8. Ordinances First Reading

- 8A. [ORD-0456](#) Approving an ordinance on first reading with the caption reading: An ordinance of the City of Pflugerville, Texas, amending the City of Pflugerville Code of Ordinances Title IX (General Regulations), Chapter 95 (Parks and Recreation), Sections 95.20 through 95.28 (Parks and Recreation Commission Ordinance) by amending provisions affecting the

Parks and Recreation Commission's membership, organization, dismissal, meetings and duties; providing that this ordinance shall be cumulative and repealing all ordinances in conflict; providing for severability; and declaring an effective date.

8B. [ORD-0455](#) Approving an ordinance on first 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 first 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. Resolutions

9A. [RES-0611](#) Approving a resolution accepting the fiscal year 2018 audit.

10. Other Actions

10A. [2019-7459](#) Approving an interlocal agreement to participate in the National Cooperative Purchasing Alliance.

10B. [2019-7478](#) Authorizing the City Manager to approve the purchase agreement with Xylem Water Solutions USA, Inc. in the amount of \$699,500.00 for the ultraviolet equipment for Phase 1 of the Wastewater Treatment Plant (WWTP) expansion project.

10C. [2019-7479](#) Authorizing the City Manager to approve the purchase agreement with Alfa Laval, Inc. in the amount of \$1,245,000.00 for the Automatic Backwash Disk Filter Equipment for Phase 1 of the Wastewater Treatment Plant (WWTP) expansion project.

10D. [2019-7480](#) Authorizing the City Manager to approve purchase agreements with WesTech Engineering, Inc. for the Circular Clarifier Sludge Collector Equipment in the amount of \$241,459.00 for Phase 1 and \$439,135.00 for Phase 2 of the Wastewater Treatment Plant (WWTP) expansion project.

10E. [2019-7481](#) Authorizing the City Manager to approve purchase agreements with Ovivo USA, LLC. for the Biological Nutrient Removal Process Equipment in the amount of \$1,488,590.00 for Phase 1 and \$1,505,691.00 for Phase 2 of the Wastewater Treatment Plant (WWTP) expansion project.

10F. [2019-7483](#) Approving a contract between the Pflugerville Community Development Corporation (PCDC) and Avalanche Consulting for development of a

Comprehensive Economic Development Strategy (CEDs 2.0) in the amount of \$99,500.

Action on the Consent Agenda

11. Discuss and consider action

- 11A. [2019-7484](#) Discuss and consider action to approve a Pflugerville Community Development Corporation (PCDC) Economic Development Performance Agreement (EDPA) with Rosendin Electric, Inc. (Project Electric Rose), a service company, not to exceed \$60,000, for the purpose of primary jobs.
- 11B. [2019-7433](#) 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.

12. Discuss only

- 12A. [2019-7482](#) 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.

13. 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 March 22, 2019 at 5:00 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.

