



City of Pflugerville

Meeting Agenda - Final City Council

Tuesday, April 12, 2011

7:00 PM

100 East Main Street, Suite 500

Regular Meeting

1. Call to order

2. Opening

A. Pledge of Allegiance to the Flag of the United States of America: I pledge allegiance to the flag of the United States of America, and to the republic for which it stands: one nation under God, indivisible, with liberty and justice for all.

B. Pledge of Allegiance to the Texas State Flag: Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible.

3. Presentation

- A. [2010-0522](#) Proclamation declaring the week of April 10 to April 16, 2011 as National Public Safety Telecommunicators Week.
- B. [2010-0534](#) Proclamation declaring the week of April 10 to April 16, 2011 as National Volunteer Week.
- C. [2010-0528](#) Presentation of the Fiscal Year 2010 Popular Annual Financial Report.

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.

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.

5. Approval of Minutes

- A. [2010-0511](#) Approval of the minutes of the March 22, 2011, Worksession and Regular Meeting; and March 29, 2011, Worksession.

6. Ordinances First Reading

- A. [ORD-0051](#) Approving an ordinance on first reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, AMENDING CHAPTER 53 OF THE CITY CODE; REGARDING THE DROUGHT CONTINGENCY PLAN; ESTABLISHING RATES FOR SURCHARGES; PROVIDING A PENALTY NOT TO EXCEED \$2,000 PER OFFENSE; AND PROVIDING SEVERABILITY AND AN EFFECTIVE DATE.
- B. [ORD-0055](#) Approving an ordinance on first reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, AMENDING CHAPTER 32 OF THE CITY CODE; REGARDING EMERGENCY MANAGEMENT; TO REPEAL THE DROUGHT CONTINGENCY AND WATER EMERGENCY PLAN; AND PROVIDING SEVERABILITY AND AN EFFECTIVE DATE.

7. Ordinances Second Reading

- A. [ORD-0050](#) Approving an ordinance on second reading with the caption reading: AN ORDINANCE AMENDING THE CITY OF PFLUGERVILLE CODE OF ORDINANCES TITLE XV LAND USAGE, CHAPTER 157 UNIFIED DEVELOPMENT CODE REPEALING AND REPLACING SUBCHAPTER 5 ESTABLISHMENT OF OVERLAYS AND SPECIAL DISTRICTS, SECTION (B) SH 130 AND SH 45 CORRIDOR DISTRICTS; REPLACING ALL ORDINANCES IN CONFLICT; CONTAINING A SAVINGS CLAUSE AND DECLARING AN EFFECTIVE DATE.

8. Resolutions

- A. [RES-0030](#) Approving a resolution adopting a Water Conservation Plan.
- B. [RES-0031](#) Approving a resolution of the City of Pflugerville, Texas authorizing the City Manager to accept a State Energy Conservation Office (SECO) Distributed Renewable Energy Grant Award, execute necessary contracts and use matching funds from the 2011 budget as applicable.
- C. [RES-0032](#) Approving a resolution to remove Heritage Trees from property proposed as the Huntington Park subdivision located at the intersection of Rowe Lane and Rowe Loop.

9. Other Actions

- A. [2010-0524](#) Appointing Mr. Raul Capetillo as a regular member of the Board of Adjustment for an unexpired term ending December 31, 2012.
- B. [2010-0525](#) Appointing Ms. Kaye Jividen as a regular member of the Library Board for an unexpired term ending December 31, 2012.
- C. [2010-0508](#) Receive report on City Council, Commission, Board and Committee expenditures for March 2011.

Action on the Consent Agenda**10. Discuss and consider action**

- A. [2010-0529](#) Discuss and consider action regarding future agenda items.
- B. [2010-0473](#) 1.) Executive Session Item: Deliberation regarding economic development negotiations pursuant to Chapter 551.087 of the Texas Government Code regarding Project Icarus. 2.) Open Session Item: Discuss and consider action regarding Project Icarus.
- C. [2010-0480](#) 1.) Executive Session Item: Deliberation regarding economic development negotiations pursuant to Chapter 551.087 of the Texas Government Code regarding Project Morpheus. 2.) Open Session Item: Discuss and consider action regarding Project Morpheus.
- D. [2010-0483](#) 1.) Executive Session Item: Consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code for discussion regarding the professional services agreement with Vitetta Group, Inc. for the Library Expansion Project. 2.) Open Session Item: Discuss and consider action regarding the professional services agreement with Vitetta Group, Inc. for the Library Expansion Project.
- E. [2010-0510](#) 1.) Executive Session Item: Consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code for discussion concerning pending litigation. 2.) Open Session Item: Discuss and consider action concerning pending litigation.
- F. [2010-0532](#) 1.) Executive Session Item: Consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code for discussion concerning Texas Open Meetings Act litigation. 2.) Open Session Item: Discuss and consider action concerning Texas Open Meetings Act litigation.

- G. [2010-0523](#) 1.) Executive Session Item: Discussion of personnel matters pursuant to Chapter 551.074 of the Texas Government Code concerning the City Attorney. 2.) Open Session Item: Discuss and consider action regarding personnel matters concerning the City Attorney.
- H. [2010-0414](#) 1.) Executive Session Item: Deliberation regarding economic development negotiations pursuant to Chapter 551.087 of the Texas Government Code concerning development agreements between Terrell Timmermann and the City of Pflugerville for the Greenview and Pfluger Crossing developments. 2.) Open Session Item: Discuss and consider action concerning development agreements between Terrell Timmermann and the City of Pflugerville for the Greenview and Pfluger Crossing developments.
- I. [2010-0448](#) 1.) Executive Session Item: Deliberation regarding economic development negotiations pursuant to Chapter 551.087 of the Texas Government Code regarding economic development agreements for the Stone Hill Town Center in Pflugerville, Texas. 2.) Open Session Item: Discuss and consider action regarding economic development agreements for the Stone Hill Town Center in Pflugerville, Texas.

11. Adjourn

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.

Jeff Coleman, Mayor

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 6, 2011 at 5:00 PM pursuant to Section 551.041, Government Code.

Karen Thompson, City Secretary

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