



# City of Pflugerville

## Minutes - Final

### City Council

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Tuesday, December 13, 2022

7:00 PM

1611 Pfennig Lane

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#### Regular Meeting

#### 1. Call to order

Mayor Victor Gonzales called the regular meeting to order at 7:00pm. Mayor Pro Tem Doug Weiss and Councilmembers Cesar Ruiz, Kimberly Holiday, Rudy Metayer, Jim McDonald, and David Rogers were in attendance.

City staff in attendance: Sereniah Breland, City Manager; James Hartshorn, Deputy City Manager; Emily Barron, Assistant City Manager; Thomas Hunter, Assistant City Manager; Trista Evans, City Secretary; Jason O'Malley, Police Chief; Breanna Higgins, Assistant to the City Manager; Jeremy Frazzell, Planning and Development Services Director; Sara King, Assistant Finance Director; Erin Sellers, Innovation Strategist; Robyn Miga, Assistant Planning and Development Services Director; Roger Heaney, Assistant Communications Director; John Nguyen, Budget Analyst; Jeff Dunsworth, Assistant City Engineer; Andrea Brinkley, CIP Director; Cody Collins, IT Director; Kevin Jaeger, Utility Manager.

#### 2. Opening

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

Mayor Gonzales led those in attendance in the Pledge of Allegiance to the United States of America.

##### B. Pledge of Allegiance to the Texas State Flag

Mayor Gonzales led those in attendance in the Pledge of Allegiance to the Texas State Flag.

##### C. Moment of Silence

Mayor Gonzales led those in attendance in a moment of silence.

#### 3. Items of Community Interest

Mayor Gonzales stated [pflugervilletx.gov/holidays](http://pflugervilletx.gov/holidays) has a list of events and activities to celebrate the holidays.

Mayor Gonzales stated feedback on the FM 685 Corridor study can be provided through [pflugervilletx.gov/projects](http://pflugervilletx.gov/projects).

Mayor Gonzales stated the next regular council meeting is January 10.

Mr. Ruiz spoke about National Night Out and stated the Pflugerville ranked second in the state of Texas and eighth in the nation.

Mr. Ruiz asked Mr. Metayer to speak about the veteran who received a new house. Mr. Metayer talked about Operation Forever Home and stated seeing the collaboration with the community was phenomenal.

Mr. Metayer spoke about the Pflugerville Education Foundation and everything they do for the community and spoke about the holiday event.

Mr. Metayer spoke about having conversations about diversity and equity and discussed being intentional about it. Mr. Metayer stated he wanted to put more of a focus on diversity and equity on the dais and making sure that council actions are making a difference to work towards equity.

#### 4. Public Comment

Matt Tiemann thanked the police department for their support for the veteran home event. Mr. Tiemann stated his concern regarding the ESD and the City services and suggested a joint resolution between the City, ESD2 and Travis County Commissioners for ESD2 to have elected directors. Mr. Tiemann stated if the ballot measure to repeal ESD2 sales tax was approved he hoped City Council considers a ballot measure to recapture the sales tax to use for emergency services.

Julia Ruiz stated she is speaking for a group of residents concerned with the long term state of emergency services. Ms. Ruiz discussed the history of the City's ambulance services. Ms. Ruiz discussed a petition to take back the ESD2 sales tax and stated if that happens the city should take up the sales tax with the intent to use it for emergency services.

Melody Ryan stated she has been followed the ESD2 tax funding issue for ten years. Ms. Ryan stated tax dollars should be controlled by elected officials and used to serve the city. Ms. Ryan requested City Council add a proposition to the May ballot to capture the sales tax if voters reduce sales tax to ESD2 and stated people signed the petition because they wanted change.

Delbert Crawford stated he owns a business in Pflugerville and has helped over 300 people obtain a CDL license since 2020. Mr. Crawford stated he was told he cannot serve on the Equity Commission because he lives in the extraterritorial jurisdiction and stated he does not find that equitable. Mr. Crawford stated he is helping the city and wanted to know why someone who lives in the ETJ cannot represent the ETJ on the Equity Commission.

#### 5. Presentations

- 5A. [2022-1152](#) Conduct a presentation regarding the Finance Department.

Mayor Gonzales opened the item. Ms. King gave the annual presentation about the Finance Department and introduced the finance staff. Ms. King reviewed the responsibilities of the department including purchasing, accounts payable, and payroll. Ms. King discussed debt management, utility billing, and the budget process. Ms. King spoke about the accomplishments of the finance team.

## Reading of the Consent Agenda

Ms. Evans stated that item 6J. was pulled from the consent agenda and read the captions of the ordinances. Ms. Evans stated all items remaining on the consent agenda may be acted upon in a single motion.

### 6. Other Actions

- 6A. [ORD-0684](#) 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 III Administration, Chapter 31 Departments, Boards, and Commissions, Section 31.60 Equity Commission, to amend Section 31.64 to amend officers and Section 31.67 to amend date of annual report; providing that this ordinance shall be cumulative and repealing all ordinances in conflict; providing for severability; and declaring an effective date.
- The ordinance was approved on first reading on the consent agenda.**
- 6B. [ORD-0685](#) 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 III Administration, Chapter 31 Departments, Boards and Commissions, Sections 31.03 through 31.07 making amendments to the Library Board; providing that this ordinance shall be cumulative and repealing all ordinances in conflict; providing for severability; and declaring an effective date.
- The ordinance was approved on first reading on the consent agenda.**
- 6C. [ORD-0686](#) 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 95.23 through 95.27 making amendments to the Parks and Recreation Commission; providing that this ordinance shall be cumulative and repealing all ordinances in conflict; providing for severability; and declaring an effective date.
- The ordinance was approved on first reading on the consent agenda.**
- 6D. [ORD-0681](#) Approving an annexation ordinance on second reading with the caption: An ordinance of the City of Pflugerville, Texas, annexing, for full purposes, A 50.122 acre tract of land situated in the William Caldwell Survey No.66, Abstract 162, in Travis County, Texas and a 22.563 acre tract of land situated in the William Caldwell Survey No.66, Abstract 162, Travis County, Texas, of the real property records of Travis County, being two tracts of land totaling 72.685 acres. The property is located at 16422 Cameron Road. Extending the boundaries of the city to include the land; and to be zoned Agriculture/Development Reserve (A); to be known as

Murchison Annexation (2022-3-ANX); Binding the land to all of the acts, ordinances, resolutions and regulations of the city; approving a service plan; providing for severability; and providing an effective date.

**The ordinance was approved on second reading on the consent agenda.**

- 6E.** [2022-1148](#) Approving the minutes of the November 29, 2022 Worksession, November 29, 2022 Regular Meeting, and December 6, 2022 Special Meeting.

**The minutes were approved on the consent agenda.**

- 6F.** [2022-1169](#) Approving the purchase of computers for the annual replacement of devices exceeding their warranty utilizing a Texas Department of Information Resources (DIR) cooperative contract in the amount of \$120,776.62, and authorizing the City Manager to execute the same.

**The item was approved on the consent agenda.**

- 6G.** [2022-1170](#) Approving the purchase of switches for the annual replacement of network devices utilizing a Texas Department of Information Resources (DIR) cooperative contract in the amount of \$117,778.34, and authorizing the City Manager to execute the same.

**The item was approved on the consent agenda.**

- 6H.** [2022-1136](#) Approving a request in accordance with Section 4.5.3(B)(A) of the Unified Development Code to allow a Planned Unit Development rezoning application to be submitted for land which is less than 20 acres, located at 21101 FM 685.

**The item was approved on the consent agenda.**

- 6I.** [RES-1062](#) Approving a resolution establishing a special event policy for all outside organization's programs and events permitted within the city limits of Pflugerville.

**The resolution was approved on the consent agenda.**

### **Action on the Consent Agenda**

**Mr. Rogers moved to approve the consent agenda. Mr. McDonald seconded the motion. All voted in favor. The motion carried.**

**Items pulled from the consent agenda will be addressed under Item 9.**

## **7. Public Hearings**

- 7A.** [RES-1064](#) Conduct a public hearing and consider approving a resolution regarding

the Community Development Block Grant (CDBG) Consolidated Annual Performance and Evaluation Report (CAPER) for Program Year 2021.

Mayor Gonzales read the item and opened the public hearing. Ms. Barron reviewed the 2021 projects including infrastructure and programs. Ms. Barron reviewed the Frost Circle Infrastructure Project and answered questions from council. Ms. Holiday asked about the workforce training. Ms. Barron stated there will be more work in outreach and conversations with PCDC to get the word out. Mr. Rogers asked about infrastructure projects for the next project year. Ms. Barron stated the next infrastructure program is for lighting. There was no one present wishing to speak under the public hearing. Mr. McDonald moved to close the public hearing. Mayor Pro Tem Weiss seconded the motion. All voted in favor. The motion carried.

Mr. McDonald moved to approve the resolution. Mr. Ruiz seconded the motion. All voted in favor. The motion carried.

- 7B. [2022-1163](#) Conduct a public hearing and consider action to amend the Land Use Assumptions and Capital Improvements Plan for Water and Wastewater Utility Infrastructure, determine whether to amend the plan and amendments to the Land Use Assumptions, Capital Improvements Plan.

Mayor Gonzales read the item and opened the public hearing. Ms. Davis provided information about receiving comments from the public. Jessica Vassar with Freese and Nichols reviewed the service area, future land use, and discussed densities in the area to determine growth over the next ten years. Ms. Vassar discussed water and wastewater impact fee capital projects and reviewed maximum allowable impact fee as well as comparison cities. Mayor Pro Tem Weiss discussed affordability. Mr. Metayer discussed increase in costs when projects are delayed. There was no one present wishing to speak under the public hearing. Mayor Pro Tem Weiss moved to close the public hearing. Mr. McDonald seconded the motion. All voted in favor. The motion carried.

## 8. Regular Agenda

- 8A. [ORD-0689](#) Discuss and consider action to approve an ordinance on first reading with the caption reading: An ordinance of the City of Pflugerville, Texas, Approving Amended Impact Fees and amending chapter 152, implementation of impact fee, of the code of ordinances for the City of Pflugerville, Texas to update the impact fees pursuant to Texas Local Government Code Chapter 395, Subchapter C; and providing an effective date.

Mayor Gonzales opened the item and Ms. Evans read the caption of the ordinance. Mr. McDonald moved to approve the ordinance on first reading. Mr. Metayer seconded the motion. All voted in favor. The motion carried.

- 8B. [2022-1116](#) Discuss and consider action to approve a construction contract with HCS Inc. in the amount of \$683,756 associated with the Bohls House Renovation project, and authorize the City Manager to execute the same.

Mayor Gonzales opened the item for discussion. Mr. Dunsworth reviewed the Bohls House history and stated it is for renovation and restoration to create a

staff presence in Heritage Park. Mr. Dunsworth reviewed the plan and stated the exterior walls, hardwood floors, and hardwood amenities will be saved. Mr. Dunsworth stated that anything that needs to be added will be done so to match with the current interior. Mr. Rogers asked if the Bohls family had been included. Mr. Dunsworth stated they were given a tour last week and were happy with the plan. Mr. Dunsworth provided information about ADA requirements. Mayor Pro Tem Weiss moved to approve the item. Mr. Metayer seconded the motion. All voted in favor. The motion carried.

- 8C. [RES-1025](#) Review representation and discuss and consider action to approve a resolution appointing a City Council special events subcommittee.

Mayor Gonzales opened the item for discussion and stated that he and Ms. Holiday are the current members of the special events subcommittee. Mayor Gonzales and Ms. Holiday stated interest in continuing on the committee. Mayor Pro Tem Weiss moved to reappoint Mayor Gonzales and Ms. Holiday to the special events subcommittee. Mr. Metayer seconded the motion. All voted in favor. The motion carried.

- 8D. [RES-1026](#) Review representation and discuss and consider action to approve a resolution appointing a City Council facilities subcommittee.

Mayor Gonzales opened the items for discussion and stated that Mr. Ruiz and Mr. McDonald are the current members of the facilities subcommittee. Mr. Ruiz and Mr. McDonald stated interest in continuing. Mayor Pro Tem Doug Weiss moved to reappoint Mr. Ruiz and Mr. McDonald to the facilities subcommittee. Mr. Metayer seconded the motion. All voted in favor. The motion carried.

- 8E. [2022-1020](#) Discussion regarding future adjustments to the Unified Development Code to address the SH130 and SH45 corridor development regulations.

Discussion on the item occurred during the earlier posted worksession.

- 8F. [2022-1122](#) Conduct a presentation regarding the FY22 Q4 Financial Update.

The item was discussed in the earlier posted worksession.

## 9. Discuss and Consider Items Pulled from Consent Agenda

- 6J. [RES-1063](#) Approving a resolution authorizing the filing of an application for assistance from the Texas Water Development Board (TWDB) Clean Water State Revolving Fund (CWSRF) Loan Program for the Reclaimed Water Master Plan and the Central Wastewater Treatment Plant Expansion Phase 2 and authorizing a designated City representative for purposes of furnishing such information and executing such documents as may be required in connection with the preparation and filing of such application for financial assistance and the rules of the TWDB.

Mayor Gonzales opened the item for discussion. Mr. Jaeger reviewed the TWDB process and application deadline. Mr. Metayer provided comment about innovative funding solutions. Mayor Pro Tem Weiss stated he was glad to see the reclaimed water master plan. Mr. Metayer moved to approve the item. Mr.

Rogers seconded the motion. All voted in favor. The motion carried.

**10. Adjourn**

Mayor Gonzales adjourned the meeting at 8:14pm.

Respectfully submitted,

Trista Evans, City Secretary

Approved as \_\_\_\_\_ on January 10, 2022.