



# City of Pflugerville

## Meeting Agenda - Final

### City Council

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Tuesday, September 26, 2017

7:00 PM

100 East Main Street, Suite 500

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#### 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: 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. City Council Announcements

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. [2017-6133](#) Proclamation declaring September 26, 2017 as Mrs. Janice Heath Day in the City of Pflugerville.

4B. [2017-6136](#) Presentation of a Mayor's proclamation declaring Pflugerville Pink Pfridays during October 2017 in observation of Breast Cancer Awareness Month.

4C. [2017-6196](#) Appreciation presentation to the Finance and Budget Committee for review of the Fiscal Year 2018 budget.

## 5. Public Hearing and Ordinance First Reading

5A. [ORD-0370](#) Hold a public hearing and consider approving an ordinance on first and final reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, ADOPTING THE FISCAL YEAR 2018 BUDGET FOR THE CITY OF PFLUGERVILLE, TEXAS.

## 6. Ordinance First Reading

6A. [ORD-0365](#) Discuss and consider action to approve an ordinance on first and final reading with the caption reading: TAX LEVY ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS FOR FISCAL YEAR 2018.

## 7. Resolution

7A. [RES-0455](#) Discuss and consider action to approve a resolution ratifying the property tax increase reflected in the City's fiscal year 2018 operating budget.

## 8. 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.

## 9. Approval of Minutes

9A. [2017-6180](#) Approval of the minutes of the September 12, 2017 Worksession and Regular Meeting.

## 10. Ordinance First Reading

10A. [ORD-0371](#) Approving an ordinance on first reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, AMENDING

THE CITY OF PFLUGERVILLE, TEXAS CODE OF ORDINANCES, CHAPTER 72 REGARDING SPEED LIMITS ON CITY STREETS (EAST PECAN STREET) TO ESTABLISH PRIMA FACIE MAXIMUM SPEEDS; PROVIDING FOR A PENALTY FOR A VIOLATION OF CHAPTER 72 AS A CLASS C MISDEMEANOR AND A FINE IN AN AMOUNT NOT TO EXCEED \$200.00; REPEALING ALL ORDINANCES TO THE EXTENT THEY ARE IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

## 11. Ordinance Second Reading

- 11A. [ORD-0363](#) Approving an ordinance on second reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, AMENDING RATES, CHARGES AND FEES FOR WATER, WASTEWATER AND SOLID WASTE UTILITY SERVICE; REPEALING ALL ORDINANCES TO THE EXTENT THEY ARE IN CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

## 12. Resolutions

- 12A. [RES-0457](#) Approving a resolution nominating Mr. Rico Reyes as a candidate for the Board of Directors of the Travis Central Appraisal District (TCAD); and authorizing the City Manager to mark and submit the ballot on behalf of the City of Pflugerville.
- 12B. [RES-0458](#) Approving a resolution with the caption reading: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PFLUGERVILLE, TEXAS AUTHORIZING A REQUEST FOR THE VOLUNTARY EXPANSION OF THE CITY'S EXTRATERRITORIAL JURISDICTION AND THE ACCEPTANCE OF NON-ANNEXATION DEVELOPMENT AGREEMENT, AS AMENDED AND RESTATED, BY AND BETWEEN THE CITY OF PFLUGERVILLE AND SARVI, LLC, A TEXAS LIMITED LIABILITY COMPANY, YAJAT, LLC, A TEXAS LIMITED LIABILITY COMPANY, SARVI YAJAT PARTNERSHIP, A TEXAS GENERAL PARTNERSHIP (INCORRECTLY REFERRED TO AS SARVI YAJAT PARTNERSHIP, LLC IN THE AGREEMENT DATED JUNE 9, 2017) AND RRE AUSTIN SOLAR, LLC, ITS SUCCESSORS AND ASSIGNS, AFFECTING REAL PROPERTY IN THE CITY'S EXISTING AND EXPANDED EXTRATERRITORIAL JURISDICTION.
- 12C. [RES-0454](#) Approving a RESOLUTION OF THE CITY OF PFLUGERVILLE, TEXAS REVIEWING AND READOPTING THE INVESTMENT POLICY OF THE CITY OF PFLUGERVILLE, TEXAS.

## 13. Other Actions

- 13A. [2017-6178](#) Review of the Quarterly Investment Report for the quarter ending June 30,

2017.

- 13B.** [2017-6197](#) Approving a \$25 registration fee for Mayor Victor Gonzales to attend the Texas Municipal League Region 10 meeting on September 27, 2017 in Leander, Texas.
- 13C.** [2017-6194](#) Approving a \$75 registration fee for Mayor Victor Gonzales to attend the Austin Chamber of Commerce regional growth summit "Making Central Texas Work: Regional Growth Solutions" on October 30, 2017 in Austin, Texas.
- 13D.** [2017-6199](#) Approving registration fees for Mayor and City Councilmembers to attend any and all monthly Pflugerville Chamber of Commerce luncheon meetings held during fiscal year 2018.
- 13E.** [2017-6204](#) Approving registration fees for Mayor and City Councilmembers to attend any and all Texas Municipal League Region 10 meetings held during fiscal year 2018.
- 13F.** [2017-6140](#) Authorizing the City Manager to execute a dedication deed for multiple final platted, public open space lots within the Highland Park development.
- 13G.** [2017-6202](#) Approving an interlocal contract with the Capital Area Emergency Communications District (CAECD) for public safety answering point maintenance, equipment and training and authorizing the City Manager to execute same.

## Action on the Consent Agenda

### 14. Discuss and consider action

- 14A.** [2017-6174](#) Discuss and consider action to award a construction contract for the Grand Avenue Parkway Pavement Repair Project to Austin Materials, the lowest responsible bidder of five (5) bids received on September 12, 2017, in the amount of \$1,162,313.99 and authorizing the City Manager to execute same.
- 14B.** [2017-6132](#) Discuss and consider action to award a construction contract for the Pflugerville Animal Welfare Services (PAWS) Intake Building to Prime Construction Company Inc., the lowest responsible bidder of five (5) bids received on September 7, 2017, in the total amount of \$2,042,997.00 and authorizing the City Manager to execute the same.
- 14C.** [2017-6200](#) Discuss and consider action regarding future agenda items.

### 15. Discuss only

- 15A.** [2017-6179](#) Presentation and discussion about the Capital Improvement Program Transportation Project Prioritization.

- 15B.** [2017-6203](#) Discussion regarding the roadway intersection of Vilamoura Street and Kelly Lane and installation of a traffic signal at that location.
- 15C.** [2017-6181](#) 1.) Executive Session Item: Discussions regarding deliberations on economic development negotiations pursuant to Chapter 551.087 of the Texas Government Code and consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code for legal advice regarding:  
A. Project Leonidas  
B. Project Amazon  
C. Project North
- 15D.** [2017-6120](#) 1.) Executive Session Item: Consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code and deliberation regarding real property pursuant to Chapter 551.072 of the Texas Government Code regarding the purchase, exchange, lease, transfer and/or sale of real property related to:  
A. Weiss Lane Roadway Project
- 15E.** [2017-6111](#) 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.
- 15F.** [2017-6112](#) 1.) Executive Session Item: Discussion of personnel matters pursuant to Chapter 551.074 of the Texas Government Code regarding performance evaluation of the City Manager.
- 15G.** [2017-6113](#) 1.) Executive Session Item: Discussion of personnel matters pursuant to Chapter 551.074 of the Texas Government Code regarding performance evaluation of the Municipal Judge.

**16. 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.

**Brandon Wade, 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 September 22, 2017 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 call the City Secretary's Office at 512-990-6101 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.

