



# City of Pflugerville

## Meeting Agenda - Final

### City Council

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Tuesday, March 8, 2022

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

B. Pledge of Allegiance to the Texas State Flag

C. Moment of Silence

**3. Presentation**

3A. [2022-0185](#) Mayor's proclamation declaring March 2022 as Women's History Month.

**4. 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 salutory 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 salutory 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.

## 5. 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.

## 6. Ordinances

- 6A.** [ORD-0640](#) Approving an ordinance on first reading with the caption reading: An Ordinance of the City of Pflugerville, Texas repealing and amending the City's Code of Ordinances to adopt certain international building codes and standards with amendment; establishing certain building regulations and requirements; establishing penalties thereto; providing for severability; and providing an effective date.
- 6B.** [ORD-0645](#) Approving a disannexation ordinance on second reading with the caption: An ordinance of the City of Pflugerville, Texas, disannexing, for full purposes, two tracts of land totaling approximately 11.706 acres of land situated in the John Lisse Survey No. 18, Abstract No. 496, in Travis County, Texas, of the Real Property Records of Travis County, generally located north and west of Cameron Road, east of Weiss Lane and south of Jesse Bohls Road; contracting the boundaries of the City to exclude land; to be known as the Carmel East Disannexation; providing for severability; and providing an effective date.
- 6C.** [ORD-0646](#) Approving an ordinance on second reading with the caption reading: An ordinance of the City of Pflugerville, Texas, amending the City's Code of Ordinances, Chapter 152, Subchapter B. Roadway Impact Fees to include an updated roadway impact fee service area map and provisions relating to appraisals for estimating fair market value for the dedication of right-of-way, and approving a Roadway Impact Fee Study 2022 Update incorporated herein; containing severability and repealer clauses; and providing an effective date.
- 6D.** [ORD-0642](#) Approving an ordinance on third and final reading with the caption reading: An ordinance of the City of Pflugerville, Texas Adopting the Pflugerville Fee Schedule; amending certain fees and establishing costs and fees charged by the City of Pflugerville; providing for a penalty for a violation of Section

10.99 of the City Code of Ordinances; and authorize an effective date.

## 7. Other Actions

- 7A. [2022-0251](#) Approving the minutes of the February 22, 2022 Worksession, and February 22, 2022 Regular Meeting.
- 7B. [RES-0974](#) Approving a resolution authorizing the acceptance, in accordance with City parkland dedication requirements and through special warranty deed, of certain real property described as Lot 82A, Block A, Carmel West Phase 3 Section 2 subdivision in the Travis County, Texas, recorded in Document No. 202100069 of the Official Public Records of Travis County, Texas, and directing the City Manager and City Attorney, or their respective designees, to take all necessary actions to complete the land conveyance to the City.
- 7C. [RES-0970](#) Approving a resolution joining with the State of Texas and political subdivisions of the State as a party in the Texas opioid settlement agreements secured by the Office of the Attorney General; authorizing the City Manager to execute settlement participation forms; and providing an effective date.
- 7D. [RES-0971](#) Approving a resolution and providing a letter of partnership for the Capital Area Council of Governments' application to the Environmental Protection Agency (EPA) to seek funding to establish additional air quality monitoring in Central Texas.
- 7E. [RES-0972](#) Approving a resolution authorizing the competitive sealed proposal procurement method for the construction of the Trail Gap Improvements projects associated with the 2020 General Obligation Bond Program, and delegating authority to use said method in accordance with the Texas Government Code.
- 7F. [RES-0973](#) Approving a resolution authorizing the Construction Manager-at-Risk (CMAR) project delivery method for the construction of the Secondary Colorado River Raw Water Line Project, and delegating authority to use said method in accordance with the Texas Government Code.
- 7G. [2021-1249](#) Approving the selection of Berry Dunn McNeil & Parker, LLC (BerryDunn) for professional engineering services associated with the Parks, Recreation, Facilities and Open Space Strategic Master Plan and authorizing the City Manager to execute a Professional Services Agreement in the amount of \$246,320.
- 7H. [2022-0248](#) Approving the selection of CBRE, Inc. and Atrium Real Estate Services to provide On-Call Appraisal Services and authorizing the City Manager to enter into negotiations as needed regarding scopes of work and fee proposals.

- 7I. [2022-0249](#) Approving the selection of Lockwood, Andrews & Newnam, Inc., LJA Engineering, Inc. and Seven Arrows Land Staff, LLC to provide On-Call Right of Way Services and authorizing the City Manager to enter into negotiations as needed regarding scopes of work and fee proposals.
- 7J. [2022-0253](#) Approving the purchase of Dell servers from GTS Technology Solutions, Inc. in the amount of \$97,902.00 utilizing Texas DIR-TSO-3763-R purchasing cooperative contract, and authorizing the City Manager to execute the same.
- 7K. [2022-0254](#) Approving a Professional Services Agreement with Kimley-Horn and Associates, Inc. in the amount of \$1,025,000 for professional engineering services associated with the 2020 Transportation Bond Program Project: FM 685 Corridor Study and Preliminary Engineering and authorizing the City Manager to execute the same.
- 7L. [2022-0258](#) Approving a professional services supplemental agreement with Plus Six Engineering, LLC in the amount of \$118,560.00 to provide Owner's Representative Services associated with the Central Wastewater Treatment Plant Expansion Phase 1 project, and authorizing the City Manager to execute the same.
- 7M. [2022-0265](#) Approving a Professional Services Supplemental Agreement with LJA Engineering, Inc. in the amount of \$81,235.00 associated with the 2020 Transportation Bond Program Project: East Pflugerville Parkway from Colorado Sand Drive to Weiss Lane, and authorizing the City Manager to execute the same.
- 7N. [2022-0262](#) Approving the Pflugerville Community Development Corporation President to enter into an Economic Development Performance Agreement (EDPA) with Project Charge not to exceed \$1,575,000 for the purpose of expansion and creation of primary jobs.

## Action on the Consent Agenda

Items pulled from the consent agenda will be addressed under Item 10.

### 8. Presentation

- 8A. [2022-0288](#) Update from Austin Public Health regarding COVID-19 conditions.

### 9. Executive Session

- 9A. [2022-0232](#) Executive Session Item: Consultation with legal counsel for discussion regarding historically underutilized businesses (HUB) contracting and hiring pursuant to Chapter 551.072 of the Texas Government Code.

- 9B.** [2022-0260](#) 1.) Executive Session Item: Deliberations regarding the purchase, exchange, lease, transfer and/or sale of real property related to the Colorado Sand Drive Project pursuant to Chapter 551.072 of the Texas Government Code. 2.) Open Session Item: Discuss and consider action to authorize City Staff and City Attorney to take any and all action necessary to secure right-of-entry and access to real property for the purpose of conducting a survey and any other testing as needed for the Colorado Sand Drive project.

**10. Regular Agenda**

- 10A.** [RES-0975](#) Discuss and consider action to approve a resolution repealing or amending Resolution No. 1914-21-09-14-0922 requiring the wearing of masks in city facilities.
- 10B.** [RES-0976](#) Discuss and consider action to approve a resolution standing in solidarity with the LGBTQIA+ community.
- 10C.** [2022-0291](#) Discuss and consider termination of the Contract for Emergency and Non-emergency Ground Ambulance Services for the City of Pflugerville, Texas and direction to city staff regarding the same.

**11. Discuss and Consider Items Pulled from Consent Agenda**

**12. 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 4, 2022 at 5:00 PM pursuant to Section 551.041, Government Code.

Trista Evans, 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 Ali Abdelfattah, Americans with Disabilities Act (ADA) Coordinator, at [alia@pflugervilletx.gov](mailto:alia@pflugervilletx.gov) or 512-990-6300 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.

