



City of Pflugerville

Minutes - Final City Council

Tuesday, July 23, 2013

7:00 PM

100 East Main Street, Suite 500

Regular Meeting

1. Call to order

Mayor Jeff Coleman called the regular meeting to order at 7:01 p.m. Councilmembers Wayne Cooper, Brad Marshall, Omar Peña, Starlet Sattler and Victor Gonzales were in attendance. City employees attending: Brandon Wade, City Manager; Lauri Gillam, Assistant City Manager; Trey Fletcher, Assistant City Manager; Tom Word, Assistant City Manager; Beth Davis, Finance Director; Amy Good, Assistant Finance Director; James Wills, Public Works Director; Dan Franz, City Engineer; Emily Barron, Planning Director; Terri Waggoner, Public Information Officer; Blake Overmyer, Building Official; Lisa Charbonnet, Library Director; Bill Anderson, Police Lieutenant; Rhonda McLendon, Animal Shelter Director.

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.

Mayor Coleman led those in attendance in reciting the Pledge of Allegiance to the Flag of the United States of America.

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.

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

3. Presentations

3A. 2013-2107 Presentation on animal safety in the Texas heat and laws related for animal care.

Ms. McLendon presented on the item.

3B. 2013-2140 Update on negotiations with Manville Water Supply Corporation.

Mr. Wade provided a status report under the item. He indicated a goal to bring forward action items in September for an agreement for Manville's release of the North Travis County MUD #5 water supply contract and to establish a new wholesale contract for the sale of water to Manville. Mr. Dave Reichek, President of Manville Board of Directors, joined Mr. Wade at the podium to

answer questions of the Council. Mr. Reichek stated hope to have the numbers to represent Manville's lost revenues for giving up the MUD #5 contract by August 8. He stated that hopefully the City's consultant, Mr. Jack Stowe, will have his numbers done and both the City and Manville will be ready for negotiations. Mr. Reichek stated that he believes they are on track to make a reasonable attempt at the goal dates. Discussion of the Council, Mr. Wade, Mr. Reichek, Mr. Stowe, and Mr. Hyde followed. Mr. Marshall asked Mr. Reichek if he feels city staff needs to provide cooperation, access or anything additional. Mr. Reichek stated no that he does not think so.

WC Kolinek, 18920 Carlisle Castle Court, stated he has been talking to Manville for two years regarding inadequate water pressure required to run his sprinkler system. He stated that he has measured the water pressure at 20 lbs and 30 minutes ago it was at 60 lbs. He stated concerns regarding the water pressure going up and down. Mr. Kolinek stated that Manville needs to do it right or not do it. Mr. Kolinek stated that he asked the engineer at the Manville meeting if they could sustain 60 lbs pressure and he stated no. Mr. Kolinek stated that he thinks 60 lbs is the standard.

4. Public Comment

Mr. Brent Hurta, 3104 Murrelet Way, did not wish to speak, but asked that his support for skate spots/parks in Pflugerville be announced for the record.

Ms. Kim Waters, 17508 Kessler Dr., did not wish to speak, but asked that an announcement be made regarding the animal shelter volunteer orientation on August 3 at the shelter.

Joseph Brown, 4207 Cisco Valley Drive, stated that there is nothing for kids to do here and he thinks a skate park is a valid point. Ms. Gillam provided information on the \$100,000 budgeted for skate spots and reported they have been designed.

r Reading of the Consent Agenda

Ms. Thompson read the items along with the captions of the ordinances under consideration.

5. Approval of Minutes

- 5A. 2013-2134 Approval of the minutes of the July 9, 2013 Worksession and Regular Meeting.

The minutes were approved on the consent agenda.

6. Ordinance First Reading

- 6A. ORD-0166 Approving an ordinance on first reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, GRANTING A PETITION BY SORENTO HOLDINGS 2012, LLC FOR VOLUNTARY ANNEXATION AND ANNEXING, FOR FULL PURPOSES, A 1.683-ACRE TRACT OF LAND OUT OF THE

REMAINING PORTION OF A CALLED 237.56-ACRE TRACT OF LAND RECORDED IN DOCUMENT NO. 2012164042 OF THE OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, TEXAS, OUT OF THE JOHN C. BRAY, SURVEY NO. 10, ABSTRACT 73, IN THE CITY OF PFLUGERVILLE, TRAVIS COUNTY, TEXAS; EXTENDING THE BOUNDARIES OF THE CITY TO INCLUDE THE LAND; AND TO BE ZONED AGRICULTURE-CONSERVATION; BINDING THE LAND TO ALL OF THE ACTS, ORDINANCES, RESOLUTIONS AND REGULATIONS OF THE CITY; APPROVING A SERVICE PLAN; AND PROVIDING AN EFFECTIVE DATE.

The ordinance was approved on first reading on the consent agenda.

7. Ordinance Second Reading

- 7A. **ORD-0164** Approving an ordinance on second reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, GRANTING A PETITION BY SORENTO HOLDINGS 2012, LLC FOR VOLUNTARY ANNEXATION AND ANNEXING, FOR FULL PURPOSES, A 2.150-ACRE TRACT OF LAND OUT OF THE REMAINING PORTION OF A CALLED 119.023-ACRE TRACT RECORDED IN DOCUMENT NO. 2012164042 OF THE OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, TEXAS, OUT OF THE REMAINING PORTION OF A CALLED 237.56-ACRE TRACT OF LAND RECORDED IN DOCUMENT NO. 2012164042 OF THE OFFICIAL PUBLIC RECORDS OF TRAVIS COUNTY, TEXAS AND A PORTION OF WEISS LANE, A VARIABLE WIDTH RIGHT OF WAY, OUT OF THE JOHN C. BRAY, SURVEY NO. 10, ABSTRACT 73, IN THE CITY OF PFLUGERVILLE, TRAVIS COUNTY, TEXAS; EXTENDING THE BOUNDARIES OF THE CITY TO INCLUDE THE LAND; AND TO BE ZONED AGRICULTURE-CONSERVATION; BINDING THE LAND TO ALL OF THE ACTS, ORDINANCES, RESOLUTIONS AND REGULATIONS OF THE CITY; APPROVING A SERVICE PLAN; AND PROVIDING AN EFFECTIVE DATE.

The ordinance was approved on second and final reading on the consent agenda.

8. Resolution

- 8A. **RES-0145** Approving a resolution supporting the candidacy of Mayor Pro Tem Victor Gonzales in the Texas Municipal League election for President-Elect.

The resolution was approved on the consent agenda.

9. Other Actions

- 9A. **2013-2116** Authorizing the City Manager to execute a temporary Public Drainage,

Water, and Wastewater Easement between Continental Homes of Texas, L.P. and the City of Pflugerville for the necessary utility stubs and drainage improvements associated with the Highland Park Phase B Sections 10 and 13 project.

The item was approved on the consent agenda.

- 9B. 2013-2120** Authorizing the City Manager to execute a Public Drainage Easement between The LSR Family Living Trust and the City of Pflugerville for the necessary drainage improvements associated with the Springbrook Apartments Phase 1 project.

The item was approved on the consent agenda.

- 9C. 2013-2121** Authorizing the City Manager to execute a Public Wastewater Easement between The LSR Family Living Trust and the City of Pflugerville for the necessary wastewater improvements proposed with the Springbrook Apartments Wastewater Improvements project associated with the Springbrook Apartments Phase 1 project.

The item was approved on the consent agenda.

- 9D. 2013-2122** Authorizing the City Manager to execute a Public Wastewater Easement between The LSR Family Living Trust and the City of Pflugerville for the necessary wastewater improvements proposed with the Springbrook Apartments Wastewater Improvements project associated with the Springbrook Apartments Phase 2 project.

The item was approved on the consent agenda.

- 9E. 2013-2139** Authorizing the City Manager to execute a Parkland Deed accepting the conveyance of real property to the City of Pflugerville which was dedicated as public parkland per the Falcon Pointe Section 9-West, legally described as Lot 4, Block L.

The item was approved on the consent agenda.

Action on the Consent Agenda

Mr. Gonzales made a motion to approve the consent agenda. Mr. Cooper seconded the motion. All voted in favor. The motion carried.

10. Discuss and consider action

- 10A. 2013-2112** Discuss and consider action regarding future agenda items and City Manager significant activities report.

Mayor Coleman stated that the significant activities report and strategic plan had been distributed. The strategic plan was to be placed on the next agenda to allow for discussion.

- 10B. 2013-2096** 1.) Executive Session Item: Discussions regarding deliberations on

economic development negotiations pursuant to Chapter 551.087 of the Texas Government Code regarding economic development agreements for Project Morpheus. 2.) Open Session Item: Discuss and consider action regarding economic development agreements for Project Morpheus.

Mayor Coleman stated to table the item. There was no discussion or action on the item.

11. Discuss only

11A. 2013-2138 Discussion regarding the Fiscal Year 2014 budget.

The item was discussed in the worksession. There was no discussion on the item at the regular meeting.

Executive Session

Mayor Coleman announced that the City Council was retiring to executive session on items 11B, 11C, 11D, and 11E. He read the items to be discussed and retired to executive session. The time was 8:00 p.m.

11B. 2013-2133 1.) Executive Session Item: Consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code and deliberation regarding the deployment and implementation of security personnel or devices pursuant to Chapter 551.076 of the Texas Government Code at special events and city parks.

Discussion on the item was to take place in executive session. No action was taken.

11C. 2013-2135 1.) Executive Session Item: Discussions regarding deliberations on economic development negotiations pursuant to Chapter 551.087 of the Texas Government Code.

Discussion on the item was to take place in executive session. No action was taken.

11D. 2013-2136 1.) Executive Session Item: Consultation with legal counsel regarding provision of emergency services within the City pursuant to Chapter 551.071 of the Texas Government Code.

Discussion on the item was to take place in executive session. No action was taken.

11E. 2013-2137 1.) Executive Session Item: Consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code for legal advice regarding the provision of public utilities within the City of Pflugerville.

Discussion on the item was to take place in executive session. No action was taken.

Executive Session Closed

Mayor Coleman reconvened in open session at 10:35 p.m. No action was taken.

12. Adjourn

Mr. Cooper made a motion to adjourn. Mr. Peña seconded the motion. All voted in favor. The motion carried. The meeting was adjourned at 10:35 p.m.

Respectfully submitted,

Karen Thompson
City Secretary

Approved as _____ on August 13, 2013.