



City of Pflugerville

Meeting Agenda - Final

City Council

Tuesday, August 22, 2023

7:00 PM

1611 Pfennig Lane

Regular Meeting

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. 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.

4. Presentations

4A. [2023-0715](#) Mayor's proclamation recognizing Zeke and Aly Mercado Castro.

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. Other Actions

5A. [ORD-0743](#) Approving an ordinance on first reading with a caption reading: An Ordinance of the City of Pflugerville adopting the 2014 Engineering Design Manual and Construction Standards to include Construction Standard Details, as previously adopted by City Council by Ordinance No. 1206-15-02-24, as amended; replacing all engineering and construction standards in conflict; providing a savings clause; providing

for severability; and providing an effective date.

- 5B.** [ORD-0734](#) Approving an ordinance on second reading with the caption reading: An Ordinance of the City of Pflugerville, Texas Code of Ordinance Title VII Traffic Code, Chapter 71 Parking Regulations, Section 71.05 Parking prohibited in certain designated areas by adding No Parking Temporary Construction Zones; providing for a penalty for a violation of Chapter 71 as a Class C misdemeanor and a fine in an amount not to exceed \$500; providing that this ordinance shall be cumulative; repealing all ordinances to the extent they are in conflict; providing for severability; and providing an effective date.
- 5C.** [ORD-0731](#) Approving an Ordinance on second reading with a caption reading: An Ordinance amending the City of Pflugerville Code of Ordinances Title XV Land Usage, Chapter 153, Planning, by repealing and replacing the 2015 Reclaimed Water Master Plan adopted by Ordinance 1198-15-01-27 and as referenced in the adoption of the Aspire Pflugerville 2040 Comprehensive Plan by Ordinance No. 1545-22-04-26; providing for severability; and providing an effective date.
- 5D.** [2023-0781](#) Approving the minutes of the August 8, 2023 Worksession and August 8, 2023 Regular Meeting.
- 5E.** [2023-0775](#) Approving the FY23 Q3 Investment Report.
- 5F.** [2023-0786](#) Approving the Pflugerville Community Development Corporation Code of Ethics Policy.
- 5G.** [2023-0794](#) Approving a construction contract with Patin Construction in the amount of \$4,546,367 for the construction of the Neighborhood Street Reconstruction Package 1A project, and authorizing the City Manager to execute same.
- 5H.** [2023-0797](#) Approving a professional services agreement with Raba Kistner Consulting Inc., in the amount of \$90,480 for construction materials testing services associated with the Neighborhood Street Reconstruction Package 1A project, and authorizing the City Manager to execute same.
- 5I.** [2023-0784](#) Approving the Pflugerville Community Development Corporation FY24 Proposed Budget.
- 5J.** [RES-1129](#) Approving a resolution with the caption reading: A resolution of the City Council of the City of Pflugerville, Texas, setting a public hearing to discuss and review Chapter 152, Subchapter B, Roadway Impact Fee Ordinance Amendments.
- 5K.** [RES-1130](#) Approving a resolution adopting water conservation rebates for fiscal year 2024.

- 5L. [RES-1133](#) Approving a resolution of the City of Pflugerville, Texas amending the Construction (Public Infrastructure) Plan and Building Plan Review New Commercial fees listed in the Pflugerville Fee Schedule adopted by Ordinance No. 1559-22-09-13, to address required legislative adjustments to value based fees per House Bill 3492.
- 5M. [RES-1134](#) Approving a resolution adopting the ES&S Express Vote® Universal Voting System and DS200 Digital® Precinct Scanner as the voting system to be used in City of Pflugerville elections.
- 5N. [RES-1135](#) Approving a resolution approving an agreement for benefits consulting services with HUB International and authorizing the City Manager to execute the same.

Action on the Consent Agenda

Items pulled from the consent agenda will be addressed under Item 8.

6. Public Hearings and Ordinances

- 6A. [ORD-0736](#) Conduct a public hearing on an ordinance with the caption reading: An Ordinance of the City of Pflugerville, Texas adopting the Fiscal Year 2024 Budget for the City of Pflugerville, Texas.
- 6B. [ORD-0737](#) Discuss and consider action to approve an ordinance on first 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 Declaring an Effective Date.
- 6C. [ORD-0735](#) Conduct a public hearing and consider approving an annexation ordinance on first reading with the caption: An ordinance of the City of Pflugerville, Texas, annexing, for full purposes, A 15.84-acre tract of land situated in the Zimpelman & Bergen Survey, Section No. 285, Abstract No. 2370, in Travis County, Texas. The property is located at 17409 Cameron Road. Extending the boundaries of the city to include the land; and to be zoned Agriculture/Development Reserve (A); to be known as Meadowlark Preserve Annexation (2023-2-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.
- 6D. [ORD-0740](#) Conduct a public hearing and consider approving an ordinance on first reading with a caption reading: An Ordinance of the City of Pflugerville, Texas, Amending Ordinance No. 1203-15-02-24 of the City of Pflugerville, Texas, as amended, by changing the zoning designation of approximately 1.21- acres of platted land known as Lot 2, Block A of the

Springbrook II Business Park, Travis County, Texas, from Light Industrial (LI) to General Business 2 (GB2); to be known as the 1950 Picadilly Drive Rezoning (2023-6-REZ); Providing for Repeal of conflicting ordinances; providing for severability; and providing an effective date.

- 6E.** [ORD-0742](#) Conduct a public hearing and consider approving an ordinance on first reading with a caption reading: An Ordinance of the City of Pflugerville, Texas, Amending Title XV, Land Usage, Chapter 157, Unified Development Code, adopted by Ordinance No. 1073-11-04-12 of the City of Pflugerville, Texas, as amended, by repealing and replacing Subchapter 4.4, Corridor Districts (CL3, CL4, CL5); amending Subchapter 9, Architectural, Site Design, and Layout Provisions, creating 9.10 Corridor District Design Standards; amending Subchapter 11, Landscaping and Screening Standards; and amending Subchapter 20, Definitions, as shown in Exhibit A; to be known as the Corridor District Text Amendments; providing for repeal of conflicting ordinances; providing for severability; and providing for an effective date.
- 6F.** [ORD-0725](#) Conduct a public hearing and consider approving the first reading of an ordinance with a caption reading: An Ordinance of the City of Pflugerville, Texas, Amending Ordinance No. 1203-15-02-24 of the City of Pflugerville, Texas, as amended, by changing the zoning designation of approximately 5.05 acres of unplatted land situated in the Jacob Casner Survey No. 9, Abstract No. 2753, in Travis County, Texas from Agriculture/Development Reserve (A) to Retail (R); to be known as the 1718 Rowe Lane Rezoning (2023-5-REZ); providing for repeal of conflicting ordinances; providing for severability; and providing an effective date.
- 6G.** [ORD-0732](#) Conduct a public hearing and consider action to approve an Ordinance on the first reading with the caption reading: An Ordinance amending the City of Pflugerville Code of Ordinances Title XV Land Usage, Chapter 153, Planning, by repealing and replacing the 2021 Updated Water Master Plan and 2021 Updated Wastewater Master Plan adopted by Ordinance No. 1438-20-04-14 and as referenced in the adoption of the Aspire Pflugerville 2040 Comprehensive Plan by Ordinance No. 1545-22-04-26; providing for a severability; and providing an effective date.
- 6H.** [ORD-0739](#) Conduct a public hearing to consider action to approve ordinance on the first reading; An Ordinance amending Chapter 153 of the Code of Ordinances for the City of Pflugerville, Texas, by amending the Aspire Pflugerville 2040 Comprehensive Plan and adopting the Drainage Master Plan dated August 2022; Providing for severability; and providing an effective date.
- 6I.** [RES-1131](#) Conduct a public hearing to approve a resolution of the City Council of the City of Pflugerville, Texas finding there is no feasible and prudent

alternative to the use of a portion of the City of Austin Southern Walnut Creek Trail of the Walnut Creek Greenbelt for the construction of a new pipeline as part of the Secondary Colorado River Raw Water Line project and finding that all reasonable planning has been done to minimize harm to said parkland.

- 6J. [RES-1132](#) Conduct a public hearing to approve a resolution of the City Council of the City of Pflugerville, Texas finding there is no feasible and prudent alternative to the use of a portion of the Travis County Northeast Metropolitan Park, for the construction of a new pipeline as part of the Secondary Colorado River Raw Water Line project and finding that all reasonable planning has been done to minimize harm to said Parkland.

7. Regular Agenda

- 7A. [2023-0707](#) Discuss and consider action to approve a change order to the construction contract with PLW Waterworks, LLC., in the amount of \$15,793,187 associated with the Water Treatment Plant Expansion Project and authorize the City Manager to execute the same.
- 7B. [2023-0703](#) Discuss and consider action to approve a Professional Services Supplemental Agreement with Ardurra Group, Inc. in the amount of \$775,252.00 for professional engineering services associated with the Water Treatment Plant Facility Expansion Project construction phase services, and authorizing the City Manager to execute the same.
- 7C. [RES-1127](#) Discuss and consider action to approve a resolution of the City of Pflugerville, Texas appointing a City Council City Hall Vision and Programming Subcommittee.
- 7D. [2023-0808](#) 1.) Executive Session Item: Consultation with legal counsel pursuant to Section 551.071 of the Texas Government Code for discussion regarding the Texas Open Meetings Act. 2.) Open Session Item: Discuss and consider action regarding the Texas Open Meetings Act.
- 7E. [2023-0809](#) 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. 2.) Open Session Item: Discuss and consider action regarding the performance evaluation of the City Manager.
- 7F. [2023-0712](#) Discussion regarding the Pflugerville Community Development (PCDC) Quarter 3 Financial Report and FY24 Proposed Budget.
- 7G. [2023-0677](#) Discuss and consider action on tools and potential policies and procedures related to city growth and incorporation of territory within the City's extraterritorial jurisdiction (ETJ).
- 7H. [2023-0791](#) Discussion regarding the 2020 General Obligation Bond Transportation and Parks projects.
- 7I. [2023-0748](#) Discuss and consider action regarding amending the Lease Agreement

with D.J.R. Investments, Wordyisms, to allow food truck vendors in the parking lot, and authorizing the City Manager to negotiate and execute the same.

8. Discuss and Consider Items Pulled from Consent Agenda

9. Adjourn

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.

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 August 18, 2023 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 Breanna Higgins at breannah@pflugervilletx.gov or 512-990-6129 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.