



City of Pflugerville

Meeting Agenda - Final

City Council

Tuesday, May 9, 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. 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 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. 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.

5. Presentation

- 5A. [2023-0076](#) Mayor's proclamation declaring May 14 through May 20, 2023, as Police Week in the City of Pflugerville.
- 5B. [2023-0078](#) Mayor's proclamation declaring May 2023 as Asian American and Pacific Islander Heritage Month in the City of Pflugerville.
- 5C. [2023-0288](#) Mayor's proclamation declaring May 22 through May 26, 2023 as Search and Rescue Week in the City of Pflugerville.
- 5D. [2023-0077](#) Mayor's proclamation declaring May 21 through May 27, 2023 as National Public Works Week in the City of Pflugerville.
- 5E. [2023-0108](#) Conduct a presentation on the Public Works Department.

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. Other Actions

- 6A. [ORD-0704](#) Approving an ordinance on second reading with the 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 11.858 acres of unplatted land, out of the Jacob Casner Survey No. 9, Abstract No. 2753, in Pflugerville, Texas, from Agriculture/Development Reserve (A) District, to Planned United Development District with a base zoning district of Urban Corridor: Level 4 (CL4); to be known as the Fairfield PUD Rezoning (2022-5-PUD); Providing for Repeal of conflicting ordinances; providing for non-severability; and providing an effective date.
- 6B. [ORD-0711](#) Approving an ordinance on second reading with the caption reading: An Ordinance of the City of Pflugerville Readopting Code of Ordinances Title IX General Regulations, Chapter 95 Parks and Recreation Subchapter 95.50 Youth Programs Standards of Care; Replacing all ordinances in conflict; containing a savings clause and declaring an effective date.
- 6C. [ORD-0706](#) Approving an ordinance on second reading with the 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 8.279 of platted land situated in the J. Casner Survey, Abstract No. 2753, Travis County, Texas, from Agriculture/Development Reserve (A) to Suburban (Level 3: CL3) and

Urban (Level 4: CL4); to be known as the Mixed-use Project at Steeds Crossing Rezoning (2023-1-REZ); Providing for Repeal of conflicting ordinances; providing for severability; and providing an effective date.

- 6D.** [ORD-0707](#) Approving an ordinance on second reading with the caption reading: An ordinance of the City of Pflugerville, Texas, amending Chapter 90 Animal Welfare Ordinance of the City of Pflugerville, Texas, Code of Ordinances, approving fees to be charged by Pflugerville Animal Welfare Services, as authorized by state statute; repealing all ordinances to the extent they are in conflict; providing severability; and providing an effective date.
- 6E.** [ORD-0705](#) Approving an ordinance on second reading with the 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 approving a Specific Use Permit for a Body Art Studio on approximately .03-acres zoned general business district located at the existing 2512 W Pecan St, Unit 110, to be known as the Vice and Virtue Body Art Studio, providing a cumulative and repealer clause; providing for a non-severability clause; and providing an effective date.
- 6F.** [2023-0408](#) Approving the minutes of the April 25, 2023 Worksession and April 25, 2023 Regular Meeting.
- 6G.** [2023-0419](#) Approving a professional services supplemental agreement with Rodriguez Transportation Group, Inc. in the amount of \$606,106 for additional professional engineering services associated with the Immanuel Road Improvements project and authorizing the City Manager to execute same.
- 6H.** [2023-0420](#) Approving a professional services supplemental agreement with Freese and Nichols, Inc. in the amount of \$135,593 to provide additional construction administration phase services associated with the Central Wastewater Treatment Plant Expansion Phase 1 project, and authorizing the City Manager to execute the same.
- 6I.** [2023-0421](#) Approving a professional services supplemental agreement with CP&Y, Inc. in the amount of \$2,187,985 to provide Owner's Representative Pre Construction and Construction Phase Services associated with the Wilbarger Creek Regional Wastewater Treatment Facility (WCRWWTF) Phase 1 Construction project, and authorizing the City Manager to execute the same.
- 6J.** [2023-0422](#) Approving a memorandum of understanding with the Texas Department of Transportation associated with the City Intersection Improvement projects at the intersection of FM 685 and E. Pflugerville Parkway and intersection of FM 685 at Copper Mine Overpass, and authorizing the City Manager to execute the same.

- 6K.** [2023-0423](#) Approving a professional services supplemental agreement with Quiddity Engineering, LLC in the amount of \$903,768 to provide Owner's Representative Services associated with the 2020 General Obligation Bond Parks Projects and authorizing the City Manager to execute the same.
- 6L.** [2023-0426](#) Approving an agreement with Pflugerville Community Development Corporation (PCDC) for the purchase of approximately 17.693 acres of land located on SH130 just south of 130 Commerce Park.
- 6M.** [RES-1096](#) Approving a resolution with the caption: A resolution of the City Council of the City of Pflugerville, Texas, authorizing the acceptance, in accordance with City parkland dedication requirements and through special warranty deed, of certain real property described as Lots 4 and 5, Pflugerville Farms Apartments, a subdivision in the Travis County, Texas, recorded in document No. 202000161 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.

Action on the Consent Agenda

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

7. Public Hearings

- 7A.** [RES-1101](#) Conduct a public hearing and consider action to approve a resolution regarding the Community Development Block Grant (CDBG) 4th Amendment to the Annual Action Plan for Program Year 2020.
- 7B.** [RES-1099](#) Conduct a public hearing regarding the Community Development Block Grant (CDBG) Annual Action Plan for Program Year 2023.

8. Regular Agenda

- 8A.** [2023-0451](#) Discuss and consider action regarding a subsidy request for Black Pflugerville's Juneteenth Event.
- 8B.** [2023-0428](#) 1.) Executive Session Item: Deliberation regarding the purchase of real property pursuant to Texas Government Code Section 551.072. 2.) Open Session Item: Discuss and consider action regarding the purchase of real property.
- 8C.** [2023-0435](#) 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. 2.) Open Session Item: Discuss and consider actions regarding performance evaluation of the Municipal Judge.
- 8D.** [2023-0436](#) 1.) Executive Session Item: Discussion of personnel matters pursuant to

Chapter 551.074 of the Texas Government Code regarding performance evaluation of the Associate Municipal Judge. 2.) Open Session Item: Discuss and consider action regarding performance evaluation of the Associate Municipal Judge.

- 8E. [2023-0437](#) 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. 2.) Open Session Item: Discuss and consider action regarding performance evaluation of the City Attorney.
- 8F. [2023-0391](#) Joint meeting and discussion with the Planning and Zoning Commission regarding the 5-year Capital Improvement Plan for FY 2024-2028 related to drainage, information technology, facilities, parks, transportation, reclaimed water, water, and wastewater projects.

9. Discuss and Consider Items Pulled from Consent Agenda

10. 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 May 5, 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.