



City of Pflugerville

Minutes - Final

City Council

Tuesday, June 28, 2016

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 7:05 p.m. Councilmembers Wayne Cooper, Brad Marshall, Omar Peña, Starlet Sattler and Mike Heath were in attendance. City employees attending: Brandon Wade, City Manager; George Hyde, City Attorney; Karen Thompson, City Secretary; Lauri Gillam, Assistant City Manager; Trey Fletcher, Assistant City Manager; Tom Word, Assistant City Manager; Blake Overmyer, Building Official; James Hemenes, Parks Director; Chuck Hooker, Police Chief; Terri Toledo, Public Information Officer; Emily Barron, Planning Director; Jennifer Coffey, Library Director; Amy Giannini, Development Engineering Director; Pam Cosel, Special Events Coordinator.

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.

Items were addressed in the order as recorded in the minutes.

3. Presentations

- 3A. [2016-4967](#)** Appreciation presentation to the members of the Charter Review Commission for service to the City from December 2015 to May 2016.

Mayor Coleman presented certificates of appreciation to the Charter Review Commissioners in attendance: Ron Sandford, Rudy Metayer and Tom Roland.

- 3B. [2016-4968](#)** Presentation of the 2015/2016 Charter Review Commission Report to

the City Council.

Mr. Sandford provided comments and indicated that full Charter Review Commission report was provided to the City Council in their packets. He offered to answer questions. Mr. Hyde provided information on the Charter review process. At their August 9, 2016 regular meeting, the City Council is scheduled to order a November 8, 2016 special election to bring forward the charter revision propositions to the voters for their consideration.

3C. [2016-4850](#)

Proclamation designating July 2016 as Parks and Recreation Month in the City of Pflugerville.

Mr. Hemenes provided information on the events scheduled for Parks and Recreation Month. Mayor Coleman provided comments on the current parks initiatives and the importance of parks as the heart of the community. Mayor Coleman read and presented the proclamation to Mr. Hemenes.

3D. [2016-4946](#)

Pfirecracker Pfestival update.

Ms. Cosel provided information on the Pfireworks Pfestival taking place on July 4 at Lake Pflugerville and answered questions of the Council.

5. Public Hearing and Ordinance First Readings

Mayor Coleman indicated that he was opening the public hearings to be held on items 5C, 5D, 5E and 5F to be held simultaneously. He indicated that action would be considered on each item separately. He opened the public hearings and read the items to include the captions of the ordinances to be considered.

Ms. Gillam provided information. She stated that item 5C is for the issuance of certificates of obligation in an amount not to exceed \$9.38 million for a variety of projects. These include Animal Shelter Phase 1, Gilleland pool house and restrooms, Bohls House renovations, Pfluger Park restrooms, Police CAD/RMS software, the City's share for design of the SH 45 frontage road, 4 traffic signals, Public Works field crew building and infrastructure, and land acquisition. She stated that 5D is for issuing general obligation bonds approved in the 2014 election in an amount not to exceed \$29 million; issuing general obligation bonds approved in the 2015 election not to exceed \$2.93 million and issuing refunding bonds not to exceed \$15.8 million. She stated that item 5E is to issue nontaxable certificates of obligation to be paid for by (TIRZ) Tax Increment Reinvestment Zone proceeds in the amount not to exceed \$6.3 million for developer project reimbursements and 5F is to issue taxable certificates of obligation to be paid for by TIRZ proceeds in the amount not to exceed \$1.6 million for city project reimbursements.

Bart Fowler, bond counsel; and Spencer Day, financial adviser; were in attendance. Mr. Day provided information, noting an approximate \$5 million in savings over the term with the refunding bonds.

The following spoke at the public hearing:

David Wodrich, 3300 Heron Call Trail, noted a need for signage for those in the left-hand lane going north on FM 685 toward the Stone Hill shopping center cautioning them regarding upcoming standing traffic. He spoke regarding the senior center, that they have gotten bigger. He stated that most senior centers

are individual buildings. He indicated concerns for the grade of the new senior entrance. He spoke regarding the multi-use building not working well for the senior center. He recommended that they look at it again before making improvements to the building.

Steve Morrison, 1214 Pfennig Lane, indicated that he served on the senior advisory task force and is thankful for the progress. He stated that he realizes it leaves them inadequate, but thinks that moving the parks office out and kids upstairs provides improvement. He stated that he thinks the senior park jumped up in priority more than it should be. He stated that he thinks that re-evaluating that would be well advised. He mentioned that the access and grade needs to be better for senior drop off.

Jim McDonald, 1014 Duke Cove, stated that he is grateful for the Council pursuing the certificates of obligation, especially for the improvements to police communications. He stated that as the outgoing President of the Rotary Club, he is thankful for the City allowing their presence at Deutschen Pfest and he thinks making improvements to the restrooms at Pfluger park and Gilleland park is critical to our park jewel. He stated as the Vice Chair of the Parks Commission, that he is appreciative of seeing another step towards working with our senior population and making improvements to the Recreation Center.

Sandra Cunningham, 812 Valley Meadow, spoke regarding the importance of Gilleland pool to the community in providing swim lessons, safe swimming and swim team experiences. She spoke on her daughter's participation in swimming in Piranhas, Texas Gold, high school, as a life guard and swim instructor, and in college that have provided great experiences and life values. She noted the accomplishments of Micah Lawrence as an olympian. She stated the importance of improving the community pool and its importance to provide lifesaving skills. Mayor Coleman and Brad Marshall provided comments regarding Micah Lawrence.

Michelle Smith, 1111 Canyon Maple Road, stated that she supports the certificates of obligation and all the projects included in it. She stated that some would argue that this should have gone out to a vote, but they have elected the Council to represent them and these projects will make lives better and make a significant impact on the community. She encouraged the Council to continue to vote for the betterment of the community.

Barbara Woodworth, 809 Windsor Castle Drive, thanked the Council for the certificates of obligation. She stated that she really appreciates the step forward they are taking with item 5C. She stated that she supports the animal shelter and also the seniors. She stated that that they need to take the first step for the animal shelter and the seniors; that this is important to the residents.

The following did not wish to speak but asked that the Mayor announce for the record their support for item 5C:

Mary McKenna, 119 Brooke Street, Hutto, Texas
Don Woodworth, 809 Windsor Castle Drive

Christie Crouch, Chair of the Parks Commission, spoke in support of the parks projects. She stated that it is a step forward for the seniors and she wants them to know that we are making them a priority. She stated that Gilleland

park is a jewel and is a show piece for visitors. She stated that nice facilities show how much we care for the swim program.

Mary McKenna, 119 Brooke Street, Hutto, Texas, stated that the animal shelter has changed her life and the lives of others. She stated that a therapist reached out to her this week for a therapy dog and they found a nice dog and through the work of volunteers, collected the pet deposit. She stated that the owner was able to get the service dog, as well as a gift basket. She stated that everyday something amazing happens at the shelter. She thanked the Council for approving this funding.

Carol Michel stated that they cannot have the senior room expanded until the parks offices are out and the Bohls House is done. She stated support for the approval of the certificates of obligation for the seniors, so the project can move forward.

There were no additional requests to speak at the public hearings. Mr. Cooper made a motion to close the public hearings. Ms. Sattler seconded the motion. All voted in favor. The motion carried.

5C. [ORD-0308](#)

Conduct a public hearing and consider approving an ordinance on first and final reading with caption reading: ORDINANCE AUTHORIZING THE ISSUANCE OF CITY OF PFLUGERVILLE, TEXAS COMBINATION TAX AND LIMITED REVENUE CERTIFICATES OF OBLIGATION, SERIES 2016A; AUTHORIZING THE LEVY OF AN AD VALOREM TAX AND THE PLEDGE OF CERTAIN NET REVENUES IN SUPPORT OF THE CERTIFICATES; APPROVING AN OFFICIAL STATEMENT, A PURCHASE AGREEMENT AND A PAYING AGENT/REGISTRAR AGREEMENT; AND AUTHORIZING OTHER MATTERS RELATED TO THE CERTIFICATES

The public hearings under items 5C, 5D, 5E and 5F were held simultaneously.

Mr. Cooper made a motion to approve item 5C as presented. Mr. Peña seconded the motion. Mr. Heath stated that he still does not care for the way we continue to bundle our projects and not look at them holistically. He stated that we have multiple needs and we are taking it in a piecemeal fashion and there could be other things we could consider; that we are not looking at all of the needs. All voted in favor. The motion carried.

5D. [ORD-0311](#)

Conduct a public hearing and consider approving an ordinance on first and final reading with the caption reading: ORDINANCE AUTHORIZING THE ISSUANCE OF CITY OF PFLUGERVILLE, TEXAS, LIMITED TAX AND REFUNDING BONDS, SERIES 2016; AUTHORIZING THE LEVY OF AN AD VALOREM TAX IN SUPPORT OF THE BONDS; APPROVING AN OFFICIAL STATEMENT, A PURCHASE AGREEMENT, AN ESCROW AGREEMENT AND A PAYING AGENT/REGISTRAR AGREEMENT; CALLING CERTAIN OBLIGATIONS FOR REDEMPTION AND AUTHORIZING OTHER MATTERS RELATED TO THE BONDS.

The public hearings under items 5C, 5D, 5E and 5F were held simultaneously.

Mr. Cooper made a motion to approve 5D as presented. Mr. Heath seconded the motion. All voted in favor. The motion carried.

5E. [ORD-0309](#)

Conduct a public hearing and consider approving an ordinance on first and final reading with caption reading: ORDINANCE AUTHORIZING THE ISSUANCE OF CITY OF PFLUGERVILLE, TEXAS COMBINATION TAX AND LIMITED REVENUE CERTIFICATES OF OBLIGATION, SERIES 2016B; AUTHORIZING THE LEVY OF AN AD VALOREM TAX AND THE PLEDGE OF CERTAIN NET REVENUES IN SUPPORT OF THE CERTIFICATES; APPROVING AN OFFICIAL STATEMENT, A PURCHASE AGREEMENT AND A PAYING AGENT/REGISTRAR AGREEMENT; AND AUTHORIZING OTHER MATTERS RELATED TO THE CERTIFICATES

The public hearings under items 5C, 5D, 5E and 5F were held simultaneously.

Mr. Peña made a motion to approve as read. Mr. Cooper seconded the motion. All voted in favor. The motion carried.

5F. [ORD-0310](#)

Conduct a public hearing and consider approving an ordinance on first and final reading with caption reading: ORDINANCE AUTHORIZING THE ISSUANCE OF CITY OF PFLUGERVILLE, TEXAS COMBINATION TAX AND LIMITED REVENUE CERTIFICATES OF OBLIGATION, TAXABLE SERIES 2016C; AUTHORIZING THE LEVY OF AN AD VALOREM TAX AND THE PLEDGE OF CERTAIN NET REVENUES IN SUPPORT OF THE CERTIFICATES; APPROVING AN OFFICIAL STATEMENT, A PURCHASE AGREEMENT AND A PAYING AGENT/REGISTRAR AGREEMENT; AND AUTHORIZING OTHER MATTERS RELATED TO THE CERTIFICATES

The public hearings under items 5C, 5D, 5E and 5F were held simultaneously.

Mr. Peña made a motion to approve as read. Ms. Sattler seconded the motion. All voted in favor. The motion carried.

6. Public Comment

Hunter Pope, 19308 Orts Lane, stated that his parents own Mr. Pfranks. He stated that his father asked that he speak to the Council to ask for an increase to the \$15,000 budget for downtown.

Frank Dierkes, 1137 Kentra Drive, stated that he is not a fan of anyone up here (on the dais). He stated that he has left over 50 voicemails for the City Manager and several messages for the Mayor and Council and has not received a call back. He explained that his complaint is that the police department does not enforce people parking blocking the sidewalks and with left wheels to curb and it is unsafe. He stated concerns for wrong way drivers. Mr. Wade stated to Mr. Dierkes that city staff has responded to him at length on these items. Mr. Dierkes stated that that is not true. Mr. Wade stated that it is. Mr. Wade stated to Mr. Dierkes that he supports the Police Chief's approach in enforcement and the community is policed at an appropriate level. Mr. Hyde stated that since the item is not included on the agenda for discussion, they need to stop further dialogue at this time. Mr. Dierkes asked if he could ask

one more question. Mayor Coleman stated that he may not. Mayor Coleman stated to Mr. Dierkes that he has returned his call and talked with him and that this item is over.

4. Public Hearings

- 4C.** [RES-0334](#) Conduct the second public hearing regarding the Community Development Block Grant (CDBG) amended Action Plan for Program Year 2015.

The public hearings under items 4C and 4D were held simulataneously.

- 4D.** [RES-0335](#) Conduct the second public hearing regarding the Community Development Block Grant (CDBG) Action Plan for Program Year 2016.

The public hearings under items 4C and 4D were held simulataneously.

Mayor Coleman opened the public hearing items 4C and 4D to be considered simulataneously. Ms. Barron provided information and answered questions of the Council. She provided additional informaton on the senior park. Mayor Coleman asked if they could encompass shade structures in the park due to the heat.

Gary Robertson stated that he is elated with the passage of the certificates of obligation. He stated that they cannot go forward without the improvements being made to the Bohls House. He stated that it is his understanding that if they do not use the CDBG funds then it is gone. He stated that they will take a senior park and make it work.

Carol Michel stated that she moved to Pflugerville five years ago and the senior center has provided them with friends and activities. She stated that it has remade their life and is important. She explained that the senior room is very small. She urged the council to approve so they can expand the senior room. She encouraged them to include new furniture. She asked that they not let this grant be the last thing for the seniors.

Ms. Barron stated that they can use CDBG funds for affixed cablinets, and they would look at it.

Steve Morrison stated that he thought the senior park was well down on the list of priorities. He suggested including providing aqua exercise for seniors and retrofitting one of the existing pools. Mayor Coleman stated that they have already done that at the Windermere pool and he believes it was complete in February. Mr. Morrison indicated concern for the new walkway at the back of the recreation center. Ms. Barron provided information on the new ramp system and drop off area at the back of the recreation center. Mr. Morrison asked if they could get a lift. Ms. Barron stated that they can look into it.

There were no additional requests to speak at the public hearings. Mr. Cooper made a motion to close the public hearings. Mr. Marshall seconded the motion. All voted in favor. The motion carried.

- 4A.** [ORD-0305](#) Conduct the second public hearing on the annexation, for full purposes, of a 40-acre tract of land situated in the J. Zambrano Survey No. 38, Abstract No. 844, a 135.31-acre tract of land situated in the J.P. Kempe Survey No. 12, Abstract No. 462, and a 12.48-acre tract of land situated in the J.P. Kempe Survey No. 12, Abstract No. 462, of the real property records of Travis County, Texas, and generally located at the northeast corner of the intersection of Cele Road and Weiss Lane/Hodde Lane, to be known as the Elementary 21 and Cele MS Campuses Annexation. (ANX1604-01)

The public hearings under items 4A and 4B were held simulataneously.

- 4B.** [ORD-0306](#) Conduct the second public hearing on the annexation, for full purposes, of a 97.5-acre tract of land situated in the Andrew Austin 960 Acre Survey No. 19, Abstract No. 38, of the real property records of Travis County, Texas, and generally located along Cameron Road/Fuchs Grove, north of Jesse Bohls Road, to be known as the PflSD Cameron Road/Fuchs Grove Tract Annexation. (ANX1604-02)

The public hearings under items 4A and 4B were held simulataneously.

Mayor Coleman opened the public hearing items 4A and 4B to be considered simulataneously. Ms. Barron provided information. Gregory Pope, 19308 Orts Lane, stated safety concerns for pedestrians in the area of Hodde Lane, Cele Middle School, the proposed elementary school and the Reserve at Westcreek. He stated that he would like to have crosswalks and a trail system. He stated that he understands that it is in the City's extraterritorial jurisdiction (ETJ) but possibly something could be done. He stated that once they straighten the S-curve, perhaps traffic control could be added to allow children to get to Avalon. He indicated there is an interest with the Reserve at Westcreek to partner. Mr. Fletcher stated that these are county roads and therefore it is a county issue. Mayor Coleman noted that Travis County is aware of the issues. There were no additional requests to speak at the public hearing. Mr. Cooper made a motion to close the public hearing. Mr. Peña seconded the motion. All voted in favor. The motion carried.

5. Public Hearing and Ordinance First Readings

- 5A.** [ORD-0302](#) 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 REZONING APPROXIMATELY 0.538 ACRES OF LOT 40, BLOCK "I", SPRINGBROOK CENTRE, PHASE A, LOCATED IN THE JOHN VAN WINKLE SURVEY NO. 14, ABSTRACT NO. 786, LOCALLY ADDRESSED AS 208 GRAND AVENUE PARKWAY, FROM AGRICULTURE/CONSERVATION (A) TO NEIGHBORHOOD SERVICES (NS) DISTRICT; TO BE KNOWN AS THE 208 GRAND

AVENUE PARKWAY REZONING (REZ1605-01); PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Mayor Coleman opened the public hearing under item 5A and read the item to include the caption of the ordinance to be considered on first reading. Ms. Barron provided information. Mr. Peña stepped away from the dais during the presentation. There were no requests to speak at the public hearing. Mr. Cooper made a motion to close the public hearing. Mr. Heath seconded the motion. Mr. Peña was absent from the dais. All present voted in favor. The motion carried.

Mr. Cooper made a motion to approve the ordinance on first reading as presented. Mr. Heath seconded the motion. Mr. Peña was absent from the dais. All present voted in favor. The motion carried.

5B. [ORD-0303](#)

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 REZONING APPROXIMATELY 4.642 ACRES OF LAND IN THE E. BEBEE SURVEY NO. 5, LOCATED ALONG THE SOUTH SIDE OF BLACK LOCUST, GENERALLY NORTHWEST OF THE BLACK LOCUST AND PFENNIG LANE INTERSECTION, FROM NEIGHBORHOOD SERVICES (NS) DISTRICT TO SINGLE FAMILY MIXED USE (SF-MU) DISTRICT; TO BE KNOWN AS THE KP BROTHERS HOME REZONING (REZ1605-02); PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Mayor Coleman opened the public hearing under item 5B and read the item to include the caption of the ordinance to be considered on first reading. Ms. Barron provided information. There were no requests to speak at the public hearing. Mr. Cooper made a motion to close the public hearing. Ms. Sattler seconded the motion. Mr. Peña was absent from the dais. All present voted in favor. The motion carried.

Mr. Cooper made a motion to approve the ordinance on first reading as presented. Mr. Marshall seconded the motion. Mr. Peña was absent from the dais. All present voted in favor. The motion carried.

Reading of the Consent Agenda

Ms. Thompson read the items to include the captions of the ordinances under consideration.

7. Approval of Minutes

7A. [2016-4983](#)

Approval of the minutes of the June 14, 2016 Worksession and Regular Meeting.

The minutes were approved on the consent agenda.

8. Ordinances First Reading

- 8A.** [ORD-0307](#) 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 150, REGARDING THE ADOPTION OF THE INTERNATIONAL BUILDING CODE, 2015 EDITION, THE INTERNATIONAL RESIDENTIAL CODE, 2015 EDITION, THE INTERNATIONAL PLUMBING CODE 2015 EDITION, INTERNATIONAL MECHANICAL CODE, 2015 EDITION, INTERNATIONAL CODE COUNCIL ELECTRICAL CODE, 2015 EDITION, INTERNATIONAL FUEL GAS CODE, 2015 EDITION, INTERNATIONAL ENERGY CONSERVATION CODE, 2015 EDITION, INTERNATIONAL FIRE CODE, 2015 EDITION, INTERNATIONAL EXISTING BUILDING CODE, 2015 EDITION, INTERNATIONAL PROPERTY MAINTENANCE CODE, 2015 EDITION, AND THE NATIONAL ELECTRICAL CODE, 2014 EDITION, WITH AMENDMENTS TO MEET LOCAL CONDITIONS, AND THE PENALTY PROVISION; ESTABLISHING PENALTIES NOT TO EXCEED \$2000.00 PER OFFENSE; 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.

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

- 8B.** [ORD-0312](#) Approving an ordinance on first reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, ADOPTING THE SECOND AMENDMENT TO THE FISCAL YEAR 2016 BUDGET FOR THE CITY OF PFLUGERVILLE; AND PROVIDING AN EFFECTIVE DATE.

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

9. Ordinances Second Reading

- 9A.** [ORD-0304](#) 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 A PORTION OF A 443.692-ACRE TRACT OF LAND SITUATED IN THE J. LEISSE SURVEY, ABSTRACT NO. 496, J. WIEHL SURVEY, ABSTRACT NO. 802, AND THE W. CALDWELL SURVEY, ABSTRACT NO. 162 OF THE REAL PROPERTY RECORDS OF TRAVIS COUNTY, FROM AGRICULTURE/CONSERVATION (A) TO SINGLE-FAMILY MIXED

USE (SF-MU) DISTRICT FOR 45.5 ACRES, AND FROM AGRICULTURE/CONSERVATION (A) TO SINGLE-FAMILY RESIDENTIAL (SF-R) FOR 240.4 ACRES; TO BE KNOWN AS THE CARMEL PHASE 1 REZONING (REZ1604-01); PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

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

10. Other Actions

- 10A.** [2016-4992](#) Approving the selection of Freese and Nichols, Inc. for long-term professional engineering services associated with capital improvements and operations at the City's Wastewater Treatment Plant and authorizing the City Manager to enter into negotiations regarding a scope of work and fee proposal.

The item was approved on the consent agenda.

- 10B.** [2016-4995](#) Review of the Quarterly Investment Report for the quarter ending March 31, 2016.

The item was approved on the consent agenda.

Approval of the Consent Agenda

Mr. Peña returned to the dais. Mr. Cooper made a motion to approve the consent agenda. Ms. Sattler seconded the motion. All voted in favor. The motion carried.

11. Discuss and consider action

- 11A.** [2016-4781](#) Discuss and consider action to approve supplemental agreement #1 with Studio 16:19 in the amount of \$238,674 for professional services associated with the design and construction administration for the Highland Park/Highland Park North Park Development (Wilbarger Park) project and authorizing the City Manager to execute the agreement.

The item was postponed. There was no discussion or action on the item.

- 11B.** [2016-4991](#) Discuss and consider action to award a construction contract for the Kennemer Drive Overlay project to Alpha Paving Industries, LLC, the lowest responsible bidder of four (4) bids received on June 16, 2016, in the amount of \$861,595.50 and authorizing the City Manager to execute same.

Mr. Word provided information. Mr. Heath asked if this is the worst road we have. Mr. Word indicated that it is not, that the worst road is Pecan Street, east of 130. Mr. Word explained that the City has three roads similar to this one. He

stated that this one was selected because the road is still intact and can be repaired without complete reconstruction. He stated that he believes this is the appropriate road. Mr. Heath stated that he would like staff to come back with a project prioritization to look at projects across the board. Mr. Word stated that they would be working toward that for transportation projects. Mr. Word answered questions of the Council regarding the timing of the project. Mr. Heath made a motion to approve the item. Mr. Cooper seconded the motion. All voted in favor. The motion carried.

11C. [2016-4984](#)

Discuss and consider action regarding future agenda items.

Mr. Marshall asked for an item to discuss stop signs near Pflugerville High School. Mr. Cooper asked for an item to discuss a flood study to mitigate the flood plain at the animal shelter.

12. Discuss only

Mayor Coleman announced that the City Council was retiring to executive session for possible discussion on items 12A, 12B and 12C. He read the items and retired to executive session. The time was 8:56 p.m.

12A. [2016-4985](#)

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.

There was no discussion on the item at the regular meeting. Discussion on the item took place in executive session during the earlier worksession.

12B. [2016-4986](#)

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 concerning economic development negotiations.

Discussion on the item took place in executive session.

12C. [2016-4987](#)

1.) Executive Session Item: Consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code for legal advice regarding Chapter 9 of the Texas Local Government Code providing for the method and manner for charter amendment propositions to be presented to the voters at a November 8, 2016 special election.

Discussion on the item took place in executive session.

Executive Session - Closed

Mayor Coleman reconvened in open session at 9:52 p.m.

13. Adjourn

Ms. Sattler made a motion to adjourn. Mr. Marshall seconded the motion. The vote was: Ms. Satler-yes, Mr. Marshall-yes, Mr. Peña- no, Mr. Heath- no, Mr. Cooper-no. The motion failed. Mr. Cooper made a motion to adjourn. Mr. Marshall seconded the motion. All voted in favor. The motion carried. The meeting was adjourned at 9:53 p.m.

Respectfully submitted,

Karen Thompson
City Secretary

Approved as _____ on July 12, 2016.