



City of Pflugerville

Meeting Agenda - Final City Council

Tuesday, May 8, 2012

7:00 PM

100 East Main Street, Suite 500

Regular Meeting

1. Call to order

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.

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.

3. Presentations

3A. [2012-1160](#) Presentation of the Fiscal Year 2011 Popular Annual Financial Report.

3B. [2012-1180](#) Update on the Library Expansion project and presentation of color scheme board.

3C. [2012-1201](#) Presentation on stormwater water quality measures in Pflugerville.

3D. [2012-1198](#) Proclamation declaring May 2012 as Motorcycle Safety and Awareness Month in the City of Pflugerville.

4. Public Hearing and Ordinance First Reading

4A. [ORD-0100](#) Hold a public hearing and consider an ordinance on first reading with the caption reading: AN ORDINANCE AMENDING THE CITY OF PFLUGERVILLE CODE OF ORDINANCES TITLE IX GENERAL REGULATIONS, CHAPTER 95 PARKS AND RECREATION ADDING SUBCHAPTER 95.50 YOUTH PROGRAMS STANDARDS OF CARE; REPLACING ALL ORDINANCES IN CONFLICT; CONTAINING A SAVINGS CLAUSE AND DECLARING AN EFFECITIVE DATE.

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. Approval of Minutes

- 6A. [2012-1189](#) Approval of the minutes of the April 24, 2012 Worksession and Regular Meeting.

7. Ordinances First Reading

- 7A. [ORD-0108](#) Approving an ordinance on first reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, ADOPTING THE FIRST AMENDMENT TO THE FISCAL YEAR 2011-2012 BUDGET FOR THE CITY OF PFLUGERVILLE; AND PROVIDING AN EFFECTIVE DATE.
- 7B. [ORD-0107](#) Approving an ordinance on first reading with the caption reading: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PFLUGERVILLE, TEXAS, DESIGNATING THE METHOD OF DETERMINATION OF THE AMOUNT OF THE TAX INCREMENT FOR REINVESTMENT ZONE NO. ONE, CITY OF PFLUGERVILLE, TEXAS; PROVIDING A CUMULATIVE CLAUSE; PROVIDING FOR SEVERABILITY; PROVIDING FOR PROPER NOTICE AND MEETING; AND PROVIDING FOR AN EFFECTIVE DATE.

8. Ordinances Second Reading

- 8A. [ORD-0102](#) Approving an ordinance on second reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS AMENDING ORDINANCE NO. 874-07-04-10 OF THE CITY OF PFLUGERVILLE, TEXAS, AS AMENDED, BY CHANGING THE ZONING DESIGNATION OF ALL LOTS IN THE PFLUGER CROSSING SOUTH, PHASE 1 SUBDIVISION, CONSISTING OF 22.78 ACRES OF LAND AT THE SOUTHWEST CORNER OF FM 685 AND E. PFLUGERVILLE PKWY, FROM CORRIDOR URBAN LEVEL 4 (CL4) TO GENERAL BUSINESS 1 (GB1) DISTRICT; AND ALL LOTS IN THE PFENNIG LANE-FM 685 COMMERCIAL SUBDIVISION AND SUBSEQUENT RESUBDIVISION, CONSISTING OF APPROXIMATELY 28.792 ACRES OF LAND AT THE NORTHWEST CORNER OF FM 685 AND PFENNIG LN, FROM CORRIDOR URBAN LEVEL 4 (CL4) TO GENERAL BUSINESS 1 (GB1) DISTRICT; TO BE KNOWN AS THE PFLUGER CROSSING REZONING (REZ 1203-01), AND PROVIDING AN EFFECTIVE DATE.

9. Other Actions

- 9A. [2012-1187](#) Receive report on City Council, Commission, Board and Committee expenditures for April 2012.
- 9B. [2012-1182](#) Authorizing the City Manager to enter into a Facility Use Agreement for the Kayak/Canoe Rental Concession at Lake Pflugerville.
- 9C. [2012-1150](#) Authorizing the City Manager to execute the Amended and Restated Water Utility Access Easement Agreement with Waste Management of Texas, Inc. to allow the installation of two (2) gas vents within the City of Pflugerville's forty (40) ft. waterline easement, which contains a 30-inch water main.
- 9D. [2012-1179](#) Approving a three-year extension to the City of Pflugerville's contract for Information Technology (IT) services with Net Sales Direct (NSD) and authorizing the City Manager to execute same.

Action on the Consent Agenda

10. Discuss and consider action

- 10A. [2012-1199](#) Discuss and consider action regarding sale of real property located at 102 South Third Street to the highest responsive bidder.
- 10B. [2012-1197](#) Discuss and consider action regarding a request for a variance to Section DG8.1C of the Engineering Design Guidelines to allow the extension of overhead utilities to serve portions of the Renewable Energy Park Subdivision, also known as 130 Commerce Center, a 167-acre mixed use development by the Pflugerville Community Development Corporation located at the southwest corner of Pecan Street and SH 130.

- 10C.** [2012-1034](#) Discuss and consider action regarding the locations for the electric vehicle charging stations proposed and allocate funds from the FY 12 general capital reserve fund.
- 10D.** [2012-1188](#) Discuss and consider action regarding future agenda items.
- 10E.** [2012-1192](#) 1.) Executive Session Item: Deliberation regarding the sale of real property pursuant to Chapter 551.072 of the Texas Government Code.
2.) Open Session Item: Discuss and consider action regarding the sale of real property.
- 10F.** [2012-1191](#) 1.) Executive Session Item: Consultation with legal counsel regarding agreements with Manville Water Supply Corporation pursuant to Chapter 551.071 of the Texas Government Code. 2.) Open Session Item: Discussion and consider action regarding agreements with Manville Water Supply Corporation.
- 10G.** [2012-1193](#) 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.
2.) Open Session Item: Discuss and consider action regarding the provision of public utilities within the City of Pflugerville.
- 11. Adjourn**

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.

Jeff Coleman, Mayor

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 2, 2012, at 5:00 PM pursuant to Section 551.041, Government Code.

Karen Thompson, 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 call the City Secretary's Office at 990-6101 for information. Hearing-impaired or speech-disabled persons equipped with telecommunications devices for the deaf may call 272-9116 or may utilize the statewide Relay Texas program at 1-800-735-2988.