



City of Pflugerville

Meeting Agenda - Final

City Council

Tuesday, October 27, 2020

7:00 PM

100 East Main Street, Suite 500

Regular Meeting (Telephone/Video Conference)

The City Council is scheduled to hold a Worksession starting at 5:00 p.m. Please see the Worksession Agenda for a list of items for discussion at the Worksession and how to connect to the Worksession telephone/video conference meeting.

NOTICE IS HEREBY GIVEN in accordance with order of the Office of the Governor issued March 16, 2020, the City Council will conduct this Regular Meeting by telephone/video conference in order to advance the public health goal of limiting face-to-face meetings to slow the spread of the COVID-19. There will be no public access to the location described above.

This Regular Meeting Agenda, and the Agenda Packet, are posted online at <https://pflugerville.legistar.com>

This telephonic/video meeting will be hosted through WebEx.

Meeting Link: <https://pflugervilletx.webex.com/pflugervilletx/onstage/g.php?MTID=e9475a2944191f655957f7b19edc856d3>

Meeting Code/Number: 146 685 6425

Dial-in number: (US toll): = 1-408-418-9388

Public comment under Public Hearing items will be allowed via telephone/video conference at the Regular Meeting scheduled to begin at 7:00 p.m. All speakers under Public Hearing items must register to speak at least 2 hours in advance of the Regular Meeting. Speakers must call in at least 15 minutes prior to the start of the Regular Meeting in order to speak. Written comments may also be submitted 2 hours in advance of the meeting.

Public comment on all items other than Public Hearing items will be allowed via telephone/video conference at the Regular Meeting scheduled to begin at 7:00 p.m. All speakers must register to speak at least 2 hours in advance of the Regular Meeting. Public comment on all items other than Public Hearing items will occur under the Public Comment item. Speakers must call in at least 15 minutes prior to the start of the Regular Meeting in order to speak. Written comments may also be submitted 2 hours in advance of the meeting.

To register to speak or to submit written comments, please email citysecretary@pflugervilletx.gov at least 2 hours in advance of the Regular Meeting. Name and address must be included. Written comments are limited to 250 words.

A recording of the telephone/video meeting will be made, and will be available to the public upon written request.

The meeting will be available live for viewing on PFTV on the City website:
<https://www.pflugervilletx.gov/city-government/communications/pftv>

1. **Call to order**
2. **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 salutory 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 salutory 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.

3. **Presentation**

- 3A. [2020-8692](#) Aspire Pflugerville 2040 Comprehensive Plan Update.

4. **Public Hearing and Ordinance First Readings**

- 4A. [ORD-0547](#) Conduct a public hearing and consider approving an ordinance on first reading regarding with the caption reading An Ordinance amending Chapter 153 of the Code of Ordinances for the City of Pflugerville, Texas, by amending the 2030 Comprehensive Plan to update the elements of the overall plan and adopt the updated Transportation Master Plan Dated November 2019 incorporating an updated thoroughfare plan map; providing for severability; and providing an effective date.
- 4B. [ORD-0551](#) Conduct a public hearing and consider approving an ordinance on first reading with the caption reading: An ordinance of the City of Pflugerville, Texas, Adopting the cities roadway impact fees; Amending the City's

Code of Ordinances Chapter 152 Impact Fees to include Roadway Impact Fees per service unit; Establishing procedures for the assessment, collection, computation, expenditure, refund and general administration of Roadway Impact Fees; Providing for the establishment of accounts for Roadway Impact Fees; Replacing all ordinances in conflict; Containing severability and repealer clauses; and providing for an effective date.

- 4C. [ORD-0546](#) Conduct a public hearing and consider approving an ordinance on first 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 proposed office/warehouse on lots 2E and 2G of the Renewable Energy Park Replat of Lot 2E, consisting of approximately 4.4-acres zoned Urban Center Corridor Level 5 (CL5) district located generally northeast of the Helios Way and Impact Way intersection. to be known as the Exaco Warehouse specific use permit (SUP2008-01); providing a cumulative and repealer clause; providing for a severability clause; and providing an effective 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 will be heard under the public comment item. Each person providing public comment will be limited to 3 minutes.

6. Approval of Minutes

- 6A. [2020-8735](#) Approval of the minutes of the October 13, 2020 Worksession and Regular Meeting.

7. Resolutions

- 7A. [RES-0772](#) Approving a resolution reviewing and readopting the Investment Policy of the City of Pflugerville.

8. Other Actions

- 8A. [2020-8736](#) Approving a Pflugerville Community Development Corporation (PCDC) FY21 budget amendment not to exceed \$1,000,000 as specified in the PCDC Economic Development Performance Agreement with Amazon.com Services LLC. for the purpose of road improvements at

FM685 and Pecan Street.

- 8B.** [2020-8739](#) Approving Amendment No. 2 to Professional Services Agreement between Kelly Lane Water Control and Improvement District No. 1 (Avalon) and the City of Pflugerville concerning the operation, maintenance and management of water and wastewater facilities, and municipal solid waste services within Kelly Lane Water Control and Improvement District No. 1 and authorizing the City Manager to execute the same.
- 8C.** [2020-8740](#) Approving Amendment No. 2 to Professional Services Agreement between Kelly Lane Water Control and Improvement District No. 2 (Avalon) and the City of Pflugerville concerning the operation, maintenance and management of water and wastewater facilities, and municipal solid waste services within Kelly Lane Water Control and Improvement District No. 2 and authorizing the City Manager to execute the same.
- 8D.** [2020-8746](#) Approving an agreement with Kimley-Horn and Associates in the amount of \$69,994.20 for professional engineering services associated with the design, bidding, construction administration, and material testing for the Grand Avenue Parkway Pavement Repair Project and authorizing the City Manager to execute the same.
- 8E.** [2020-8753](#) Approving the selection of Ardurra for professional engineering services associated with the Water Treatment Plant Facility Expansion Project and authorizing the City Manager to enter into negotiations regarding a scope of work and fee proposal.

Action on the Consent Agenda

9. Ordinances Second Reading

- 9A.** [ORD-0545](#) Approving an ordinance on second reading with the caption: An ordinance amending Ordinance No. 1203-15-02-24 of the City of Pflugerville Code of Ordinances Title XV Land Usage, amending Chapter 157, Subchapter 4, Zoning Districts and Use Regulations, by amending Section 4.5.1 Downtown District Overlay to include Downtown sub-districts, and specific development regulations; amending Subchapter 9, Architectural, Site Design and Layout Provisions by adding Section 9.9 Downtown Architectural Design Standards; amending Subchapter 20, Definitions; and repealing Chapter 155 Site Development, Subchapter B Central Business District, in its entirety; replacing all ordinances in conflict; containing severability and repealer clauses; providing for a penalty for a violation of Chapter 157 as a class C misdemeanor and a fine in an amount not to exceed \$2,000.00; and declaring an effective date.

10. Discuss and consider action

- 10A.** [2020-8752](#) Discuss and consider action to approve an Interlocal Agreement with Capital Metropolitan Transit Authority (CMTA) and authorizing the City Manager to execute said agreement.
- 10B.** [2020-8743](#) Discuss and consider action to approve a professional services agreement with Kimley-Horn and Associates, Inc. in the amount of \$858,059.35 for professional engineering services associated with the Wilbarger Creek Wastewater Interceptor project and authorizing the City Manager to execute the same.
- 10C.** [2020-8744](#) Discuss and consider action to approve a professional services agreement with Garver, LLC in the amount of \$1,650,192.00 for professional engineering services associated with the Wilbarger Creek Regional Wastewater Treatment Facility project and authorizing the City Manager to execute the same.
- 10D.** [2020-8745](#) Discuss and consider action to approve a professional services agreement with CP&Y, Inc. in the amount of \$754,498.00 for professional engineering services associated with the Sorento Wastewater Interceptor Phase 2 project and authorizing the City Manager to execute the same.
- 10E.** [2020-8747](#) Discuss and consider action to award a construction contract for the Old Austin-Hutto Road reconstruction Project to Smith Contracting Co., Inc., the lowest responsible bidder of eight (8) bids received on October 15, 2020 in the amount of \$3,607,538.59 and authorizing the City Manager to execute same.

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.

Sereniah Breland, City Manager

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 October 23, 2020 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 contact Ali Abdelfattah, Americans with Disabilities Act (ADA) Coordinator, at alia@pflugervilletx.gov or 512-990-6300 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.