



# City of Pflugerville

## Minutes - Final City Council

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Tuesday, March 13, 2012

7:00 PM

100 East Main Street, Suite 500

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### Regular Meeting

#### 1. Call to order

Mayor Coleman called the meeting to order at 7:02 p.m. Councilmembers Wayne Cooper, Brad Marshall, Darelle White and Victor Gonzales were in attendance. Councilmember Starlet Sattler was absent. City employees attending: Brandon Wade, City Manager; George Hyde, City Attorney; Lauri Gillam, Assistant City Manager; Trey Fletcher, Assistant City Manager; Tom Word, Assistant City Manager; Beth Davis, Finance Director; Amy Good, Assistant Finance Director; Chuck Hooker, Police Chief; Terri Waggoner, Public Information Officer; Lisa Charbonnet, Library Director; Jennifer Coffey, Reference Librarian; Karen Thompson, City Secretary; Blake Overmyer, Building Official; Tracy Hibbs, Utility Business Operations Manager.

#### 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.

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.

#### 3. Presentations

##### 3A. [2012-1086](#)

Award of appreciation presentation to the First Baptist Church Pflugerville.

Mayor Coleman presented a certificate of appreciation to Mike Northen of the First Baptist Church and extended appreciation on behalf of the City Council and City.

- 3B. [2012-1088](#) Award presentation to the Pflugerville Community Development Corporation (PCDC) for Excellence in Economic Development.  
The presentation was postponed.
- 3C. [2012-1087](#) Home safety crime prevention presentation by the Pflugerville Police Department.  
Chief Hooker presented on Close Patrol/Vacation Watch and Drop It and Lock It campaigns.

#### 4. Public Comment

Brent Hurta, 3104 Murrelet Way, did not wish to speak but asked that the Mayor announce for the record his support for a skate spot or skate park in Pflugerville.

#### Reading of the Consent Agenda

Item 6A was removed from the consent agenda. Ms. Thompson read the items under consideration.

#### 5. Approval of Minutes

- 5A. [2012-1082](#) Approval of the minutes of the February 23, 2012 Quorum and February 28, 2012 Worksession and Regular Meeting.  
The minutes were approved on the consent agenda.

#### 7. Other Actions

- 7A. [2012-1085](#) Receive report on City Council, Commission, Board and Committee expenditures for February 2012.  
The item was approved on the consent agenda.
- 7B. [2012-1079](#) Authorize the City Manager to terminate the Interlocal Agreement for Nuisance Inspection Services with the Williamson County and Cities Health District.  
The item was approved on the consent agenda.
- 7C. [2012-1075](#) Approving and authorizing the City Manager to enter into a Sidewalk Easement Agreement by and between Pflugerville Community Church and the City of Pflugerville located at the northernmost corner of Lot 1, Block A of the North Pflugerville Estates Subdivision and the easternmost corner of said Lot 1.  
The item was approved on the consent agenda.

## Action on the Consent Agenda

Mr. Gonzales made a motion to approve the consent agenda. Mr. Marshall seconded the motion. All voted in favor. The motion carried.

### 6. Ordinance First Reading

- 6A. [ORD-0101](#) Approving an ordinance on first reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, AUTHORIZING THE RELEASE AND VACATION OF A TURN AROUND EASEMENT ON LOT 68, BLOCK 1 OF FAIRWAYS OF BLACKHAWK PHASE VII, OTHERWISE KNOWN AS 19305 SOTOGRADE DRIVE; CONSISTING OF 0.06 ACRES OF LAND OUT OF THE PHILIP GOLDEN SURVEY NO. 17 IN PFLUGERVILLE, TX, ESTABLISHED IN TRAVIS COUNTY IN VOLUME 12417, PAGE 179; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE. (VAC1203-01)

Mr. Marshall asked how the easement was missed and the house built upon it. Mr. Fletcher explained that all documents provided to the City lacked the easement documentation. He stated that it was the responsibility of the applicant to provide the information. Mr. Marshall indicated that he would vote for this but wondered how to prevent it from happening again in the future. Council discussion followed. Mr. Marshall made a motion to approve the ordinance as presented. Mr. White seconded the motion. All voted in favor. The motion carried.

### 8. Discuss and consider action

- 8A. [2012-1080](#) Discuss and consider action to authorize the City Manager to amend the IESI solid waste contract to allow a price adjustment increase as allowed in the current contract which became effective on February 1, 2010.

Ms. Gillam stated that IESI has requested a price adjustment increase allowed by the contract and that Finance staff has verified the increase as justified. She recommended that the City Council accept the increase and absorb the cost at this time and consider rate adjustments during the Fiscal Year 2013 budget process. Mr. Gonzales made a motion to approve the price adjustment increase. Mr. White seconded the motion. All voted in favor. The motion carried.

- 8B. [2012-1081](#) Discuss and consider action regarding future agenda items.

No future agenda items were noted.

- 8C.     [2012-1095](#)     1.)Executive Session Item: Consultation with legal counsel regarding development agreement with Laserwash of Georgetown Partnership pursuant to Chapter 551.071 of the Texas Government Code. 2.) Open Session Item: Discuss and consider action regarding development agreement with Laserwash of Georgetown Partnership.
- The item was addressed in open session. Mr. Fletcher provided information on the request to remove the zoning restriction only allowing office use. Mr. Cooper indicated that he did not see an issue with removing that. Mr. Cooper made a motion to allow the City Manager to execute a waiver of the deed restriction and to allow the development of the property in accordance with GB1 zoning. Mr. Marshall seconded the motion. All voted in favor. The motion carried.

### **Executive Session**

Mayor Coleman announced that the City Council was retiring to executive session on items 8D and 8E for legal counsel. He read the items earlier prior to consideration of item 8C. He retired to executive session at 7:33 p.m.

- 8D.     [2012-1083](#)     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.
- Discussion on the item was to take place in executive session. No action was taken.
- 8E.     [2012-1084](#)     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.
- Discussion on the item was to take place in executive session. No action was taken.

### **9.     Adjourn**

Mayor Coleman reconvened in open session at 8:47 p.m. No action was taken. Mr. White made a motion to adjourn. Mr. Marshall seconded the motion. All voted in favor. The motion carried. The meeting was adjourned at 8:47 p.m.

Respectfully submitted,

Karen Thompson  
City Secretary

Approved as presented on March 27, 2012.