



# City of Pflugerville

## Meeting Agenda - Final

### City Council

---

Tuesday, June 26, 2018

7:00 PM

100 East Main Street, Suite 500

---

#### Regular Meeting

The City Council is scheduled to hold a Worksession starting at 6:00 p.m. Please see the Worksession Agenda for a list of items for discussion at the Worksession.

#### 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.

C. Moment of Silence.

#### 3. City Council Announcements

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. Presentations

- 4A. [2018-6844](#)** Invitation to all Pflugerville citizens to come to the Pfirecracker Pfestival Wednesday, July 4, 2018.
- 4B. [2018-6832](#)** Proclamation designating July 2018 as Parks and Recreation Month in the City of Pflugerville.

## 5. Public Hearing

- 5A. [RES-0520](#)** Conduct the first public hearing regarding the Community Development Block Grant (CDBG) program proposed 2018 Action Plan.

## 6. Public Hearing and Ordinance First Reading

- 6A. [ORD-0409](#)** Conduct the second public hearing and consider approving an annexation ordinance on first reading with the caption: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, ANNEXING, FOR FULL PURPOSES, 6.798 ACRES OF LAND SITUATED IN THE THOMAS G. STUART SURVEY, ABSTRACT NO. 689, OF THE REAL PROPERTY RECORDS OF TRAVIS COUNTY; GENERALLY LOCATED NORTH OF E. PFLUGERVILLE PARKWAY, EAST OF PFLUGER FARM LANE, AND WEST OF F.M. 685; EXTENDING THE BOUNDARIES OF THE CITY TO INCLUDE THE LAND; AND TO BE ZONED AGRICULTURE / CONSERVATION (A); BINDING THE LAND TO ALL OF THE ACTS, ORDINANCES, RESOLUTIONS AND REGULATIONS OF THE CITY; APPROVING A SERVICE PLAN; AND PROVIDING AN EFFECTIVE DATE. (ANX1801-01)
- 6B. [ORD-0407](#)** Conduct a public hearing and consider approving an ordinance on first 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, CHAPTER 157 UNIFIED DEVELOPMENT CODE, AMENDING SUBCHAPTER 4, ESTABLISHMENT OF DISTRICTS AND BOUNDARIES, BY MODIFYING THE NAME, PURPOSE, AND LIST OF PERMITTED USES OF THE AGRICULTURE / CONSERVATION (A) ZONING DISTRICT, AND ADDING TWO NEW ZONING DISTRICTS IDENTIFIED AS THE PUBLIC FACILITIES AND OPEN SPACE DISTRICT AND THE AUSTIN EXECUTIVE AIRPORT HAZARD OVERLAY DISTRICT; AMENDING SUBCHAPTER 20, DEFINITIONS, BY ADDING CORRESPONDING DEFINITIONS; REPLACING ALL ORDINANCES IN CONFLICT; CONTAINING SEVERABILITY AND REPEALER CLAUSES; AND DECLARING AN EFFECTIVE DATE.

## 7. 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.

### **8. Approval of Minutes**

8A. [2018-6873](#) Approval of the minutes of the June 8, 2018 Worksession, June 9, 2018 Worksession, and June 12, 2018 Worksession and Regular Meeting.

### **9. Ordinances Second Reading**

9A. [ORD-0410](#) Approving an ordinance on second and final 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 0.78 ACRES OF LOT 1, BLOCK A GREENRIDGE PHASE 8 SUBDIVISION FROM AGRICULURE/CONSERVATION (A) TO OFFICE (O) DISTRICT AND APPROXIMATELY 1.80 ACRES OF LOT 1, BLOCK A GREENRIDGE PHASE 8 SUBDIVISION FROM AGRICULURE/CONSERVATION (A) TO RETAIL (R) DISTRICT; TO BE KNOWN AS THE 19501 CHEYENNE VALLEY DRIVE REZONING (REZ1712-03); PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

### **10. Resolutions**

10A. [RES-0521](#) Approving a resolution with the caption reading: RESOLUTION BY THE CITY OF PFLUGERVILLE, TEXAS ("CITY") SUSPENDING THE EFFECTIVE DATE FOR NINETY DAYS IN CONNECTION WITH THE RATE INCREASE FILING MADE ON OR ABOUT JUNE 1, 2018 BY ATMOS ENERGY FOR ITS MIDTEX DIVISION; FINDING THAT THE MEETING COMPLIES WITH THE OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

10B. [RES-0522](#) Approving a resolution authorizing the City Manager to execute a Termination of Restrictive Covenant Instrument to terminate an existing drainage easement within the Carmen subdivision.

**10C. [RES-0523](#)** Approving a resolution with the caption reading: A RESOLUTION OF THE CITY OF PFLUGERVILLE, TEXAS, SUPPORTING BASTROP COUNTY'S APPLICATION FOR FLOOD PROTECTION PLANNING GRANT ASSISTANCE FILED WITH THE TEXAS WATER DEVELOPMENT BOARD.

## 11. Other Actions

**11A. [2018-6739](#)** Authorizing the Interim City Manager to terminate the Financial Advisory Agreement with First Southwest Company, LLC (now Hilltop Securities, Inc).

**11B. [2018-6755](#)** Authorizing the Interim City Manager to execute a professional services agreement with Post Oak Municipal Advisors, LLC.

**11C. [2018-6871](#)** Approving an Education Affiliation Agreement between the City of Pflugerville and the Austin Community College District and authorizing the Interim City Manager to execute same.

## Action on the Consent Agenda

## 12. Discuss and consider action

**12A. [2018-6858](#)** Discuss and consider action to approve an agreement with Half Associates, Inc. in the amount of \$65,985 for professional engineering services associated with the historic Colored Addition Subdivision Area Study and Infrastructure Evaluation.

**12B. [2018-6860](#)** Discuss and consider action about prioritization and funding for projects in the City's Five-Year Capital Improvement Plan.

**12C. [2018-6857](#)** Discuss and consider action regarding participation in the Pflugerville Community Development Corporation (PCDC) tour of fast growth communities in the Dallas Metroplex during the fall of 2018. (Requested by Councilmember Doug Weiss)

**12D. [2018-6874](#)** Discuss and consider action regarding future agenda items.

**12E. [2018-6875](#)** 1.) Executive Session Item: Consultation with legal counsel pursuant to Section 551.071 of the Texas Government Code regarding provisions of the Interlocal Cooperation Agreement Between the City of Pflugerville and the Pflugerville Independent School District related to the provision of police services to the Pflugerville Independent School District. 2.) Open Session Item: Discuss and consider action regarding the Interlocal Cooperation Agreement Between the City of Pflugerville and the Pflugerville Independent School District related to the provision of police services to the Pflugerville Independent School District.

**12F. [2018-6840](#)** 1.) Executive Session Item: Discussion of personnel matters pursuant to

Chapter 551.074 of the Texas Government Code regarding the search and selection of a City Manager. 2.) Open Session Item: Discuss and consider action regarding the search and selection of a City Manager including possible appointment.

**13. Discuss only**

**13A. 2018-6855**

1.) Executive Session Item: 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. 2.) Open Session Item: Discussion regarding the purchase, exchange, lease, transfer and/or sale of real property. (Requested by Mayor Pro Tem Omar Peña and Councilmember Mike Heath)

**13B. 2018-6879**

1.) Executive Session Item: Consultation with legal counsel pursuant to Section 551.071 of the Texas Government Code for discussion regarding contractual issues relating to the Weiss Lane Roadway Project. 2.) Open Session Item: Discussion regarding the Weiss Lane Roadway Project.

**14. Adjourn**

**Executive sessions held during this meeting will take place in Suite 500 or Suite 300, at the discretion of the City Council.**

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.

**Trey Fletcher, Interim 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 June 20, 2018 at 5:00 PM pursuant to Section 551.041, Government Code.**

**Trista Evans, Deputy 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 Amy Giannini, Americans with Disabilities Act (ADA) Coordinator, at [amymg@pflugervilletx.gov](mailto:amymg@pflugervilletx.gov) or 512-990-6400 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.**

