



# City of Pflugerville

## Minutes - Final City Council

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Tuesday, April 23, 2013

7:00 PM

100 East Main Street, Suite 500

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### Regular Meeting

(Executive sessions held during this meeting will generally take place in Suite 300, at the discretion of the City Council.)

#### 1. Call to order

Mayor Jeff Coleman called the regular meeting to order at 7:05 p.m. Councilmembers Brad Marshall, Starlet Sattler and Victor Gonzales were in attendance. Councilmembers Wayne Cooper and Omar Peña were 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; Karen Thompson, City Secretary; Terri Waggoner, Public Information Officer; Jim Bowlin, Parks and Recreation Director; Amy Good, Assistant Finance Director; Beth Davis, Finance Director; Dan Franz, City Engineer; Emily Barron, Planning Director; Sabrina Schmidt, Accounts Payable/Purchasing; Wiley Webb, Utilities Superintendent.

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

#### 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.

#### 3. Presentations

**3A. 2013-1812** Mayor's proclamation declaring April 26, 2013 as Arbor Day in the City of Pflugerville.

Mayor Coleman provided comments and read the proclamation. Ms. Sattler provided comments on her participation in the elementary school event at Pfluger Park on March 29, 2013.

**3B. 2013-1849** Mayor's proclamation declaring the week of May 6 to May 12, 2013 as

Celebration of Texas STEM (Science, Technology, Engineering, and Math) Education Week in the City of Pflugerville.

Mayor Coleman provided comments and read and presented the proclamation to the Harmony Public School principal Mustafa Altindag along with the parents and staff in attendance.

- 3C. 2013-1797** Presentation on "bicycle watch for drivers" and the bicycle rodeo event on April 27, 2013.

Officer Dan Griffith presented and answered questions of the City Council.

#### **4. Public Comment**

Danny Vinzant, 508 Greenway Drive, requested the extension of the parking lot at Bohls Park to connect with the Recreation Center parking lot. He spoke on the safety concerns regarding people currently parking in the Immanuel Road right of way. He stated he would like a middle turn lane on Immanuel Road from Pecan Street to Pflugerville Elementary School. Mr. Vinzant spoke on parks and trails maintenance concerns and concern for dead trees. He stated that he has talked with numerous staff and they are happy to meet with him but he sees no action. He stated a need for parks maintenance and trail standards. He stated that he would like to see the issues on the agenda. Mr. Wade indicated that the Parks and Recreation Commission would be a good place to start. Mr. Vinzant stated that the Commission had stated that he needed to come to the Council. Mr. Vinzant stated that he will keep coming before the Parks Commission and the City Council. Mr. Wade stated that staff is looking at parks maintenance and addressing Mr. Vinzant's concerns.

Brent Hurta, 3104 Murrelet way, did not wish to speak but asked that the Mayor announce for the record his support for skate parks/spots in Pflugerville.

#### **Reading of the Consent Agenda**

Ms. Thompson read the items on the consent agenda under consideration.

#### **5. Approval of Minutes**

- 5A. 2013-1860** Approval of the minutes of the April 2, 2013, Quorum; and April 9, 2013 Worksession and Regular Meeting.

The minutes were approved on the consent agenda.

#### **6. Other Actions**

- 6A. 2013-1830** Authorizing the City Manager to execute a Public Access Easement between Property Owners of Spring Trails Pflugerville Association, Inc. and the City of Pflugerville for the proposed public trail being constructed with the Spring Trails 10' Sidewalk project.

The item was approved on the consent agenda.

- 6B. 2013-1834** Authorizing the City Manager to execute a public drainage easement within the Picadilly Business Park Subdivision.  
**The item was approved on the consent agenda.**
- 6C. 2013-1844** Authorizing the City Manager to execute Temporary Drainage Easements between the Cornerstone at Kelly Lane LLC, Larry and Nancy Mellenbruch, Montgomery and Mary Ann Meigs, John Mellenbruch, David Mellenbruch, William Meigs, Matthew Meigs and the City of Pflugerville for the necessary roadway and drainage construction associated with the Colorado Sand Capital Improvement Project.  
**The item was approved on the consent agenda.**
- 6D. 2013-1874** Authorizing the City Manager to execute Drainage Easements between Terrell Timmermann; the Grading Easement between Western Rim Investors 2011-1.L.P.; the Temporary Grading Easement between AS-93 SH 130-45, L.P., the Wastewater Easement between Terrell Timmermann, the Drainage Easement between Dimension-RCP Stone Hill, L.P., the Public Utility Easement between Terrell Timmermann, the Temporary Construction Easement between Terrell Timmermann and the City of Pflugerville for the necessary roadway, drainage and utility construction associated with the Pfluger Farm Lane Capital Improvement Project respectively.  
**The item was approved on the consent agenda.**
- 6E. 2013-1840** Authorize the City Manager to execute a contract with Altivia Corporation for the purchase of aluminum sulfate, a chemical used for treating wastewater in the amount of \$.5508/gallon; citric acid which is used at the water treatment plant in the amount of \$.1967/gallon; liquid ammonium sulfate which is used at the water treatment plant in the amount of \$.0985/pound; salt for the water treatment plant in the amount of \$188.00/ton; and, caustic soda used in water treatment in the amount of \$2.9612/gallon.  
**The item was approved on the consent agenda.**
- 6F. 2013-1841** Authorize the City Manager to execute a contract for the purchase of sodium bisulfite for the water and wastewater treatment plants, with Poolsure in the amount of \$2.09 per gallon.  
**The item was approved on the consent agenda.**
- 6G. 2013-1842** Authorize the City Manager to execute a contract with General Chemical for the purchase of liquid ammonium sulfate for use in water wells in the amount of \$172.788/drum; and aluminum chlorhydrate solution for use at the water treatment plant in the amount of \$.244/

liquid pound.

**The item was approved on the consent agenda.**

- 6H. 2013-1891** Authorize the City Manager to execute a contract with Lonestar Maintenance and Service for the purchase of chlorine for the water treatment plant in the amount of \$90.00/cylinder; muratric acid used in water treatment in the amount of \$120.00/drum; and, sodium hyperchlorite used in water treatment in the amount of \$97.00/drum.

**The item was approved on the consent agenda.**

- 6I. 2013-1895** Authorize the City Manager to execute a contract with DPC Industries, Inc. for the purchase of chlorine, a chemical used for treating wastewater, in the amount of \$509.00/ton.

**The item was approved on the consent agenda.**

- 6J. 2013-1843** Approving a reimbursement request in the amount of \$30.19 by City Councilmember Wayne Cooper for business meeting expenses.

**The item was approved on the consent agenda.**

- 6K. 2013-1879** Approving an "Agreement Relating to the Decertification of Property (Sorento)" and authorizing the City Manager to execute the same.

**The item was approved on the consent agenda.**

### **Action on the Consent Agenda**

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

### **Discuss only**

**Mayor Coleman announced that the City Council was retiring to executive session on items 8A and 8D. He read the items to be discussed and retired to executive session. The time was 7:28 p.m.**

- 8A. 2013-1888** 1.) Executive Session Item: Discussions regarding deliberations on economic development negotiations pursuant to Chapter 551.087 of the Texas Government Code.

**Discussion on the item was to take place in executive session. No action was taken.**

- 8D. 2013-1896** 1.)Executive Session Item: Consultation with legal counsel regarding land use regulations related to sexually oriented businesses in the City of Pflugerville and application of regulations provided by the City of Pflugerville's Sexually Oriented Business Ordinance, Chapter 112, pursuant to Chapter 551.071 of the Texas Government Code.

Discussion on the item was to take place in executive session. No action was taken.

### **Executive Session Closed**

Mayor Coleman reconvened in open session at 7:53 p.m.

## **7. Discuss and consider action**

- 7B. 2013-1791** Discuss and consider action to approve a Pflugerville Community Development Corporation (PCDC) performance agreement, PCDC sublease agreement and PCDC land lease agreement with Tracking Point, Inc.

**Mr. Fletcher provided information. Ms. Mary Poché, PCDC Business Recruitment Specialist, provided information on the project also known as Project Orion and answered questions of the City Council. Tracking Point, Inc. representatives Jon Dorton, Chief Financial Officer, and Jason Schauble, President, spoke regarding sound suppression and construction and provided additional information and answered questions of the City Council. Mr. Marshall made a motion to approve item 7B as stated. Mr. Gonzales seconded the motion. All voted in favor. The motion carried.**

- 7A. 2013-1850** Discuss and consider action to approve Change Order Number Three for the Pflugerville Community Library Expansion and Renovation Project in the amount of \$22,018.65 and authorizing the City Manager to execute the same.

**Mr. Fletcher provided information and answered questions of the City Council. Mr. Gonzales made a motion to approve the change order. Ms. Sattler seconded the motion. All voted in favor. The motion carried.**

- 7C. 2013-1887** Discuss and consider action regarding future agenda items.

**No items were noted.**

## **8. Discuss only**

- 8B. 2013-1889** 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.

**There was no discussion on the item during the regular meeting. The item was addressed in executive session during the earlier worksession.**

- 8C. 2013-1890** 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.

**There was no discussion on the item during the regular meeting. The item was addressed in executive session during the earlier worksession.**

**9. Adjourn**

Mr. Marshall made a motion to adjourn. Ms. Sattler seconded the motion. All voted in favor. The meeting was adjourned at 8:15 p.m.

Respectfully submitted,

Karen Thompson  
City Secretary

Approved as \_\_\_\_\_ on May 14, 2013.