



City of Pflugerville

Minutes - Final City Council

Tuesday, October 18, 2011

7:00 PM

First Baptist Church, 801 West Pecan Street

Special Meeting

1. Call to order

Mayor Jeff Coleman called the meeting to order at 7:12 p.m. Councilmembers Wayne Cooper, Brad Marshall, Darelle White, Starlet Sattler and Victor Gonzales were in attendance. City employees attending: Brandon Wade, City Manager; Lauri Gillam, Assistant City Manager; Trey Fletcher, Assistant City Manager; Karen Thompson, City Secretary; Beth Davis, Finance Director; James Wills, Public Works Director; Darrell Winslett, Water Superintendent; Wiley Web, Wastewater Superintendent; Chuck Hooker, Police Chief. George Freitag and Lambeth Townsend were in attendance representing Monarch Utilities I, L.P. but did not speak at the meeting. No representatives of the Texas Commission on Environmental Quality were in attendance.

2. Public Hearing and Ordinance First Readings

- 2A. ORD-0079 Conduct a public hearing and consider approving an ordinance on first reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, REVIEWING THE RATE INCREASE REQUEST OF MONARCH UTILITIES I, L.P.; ADOPTING A FINAL DETERMINATION DENYING THE REQUESTED INCREASE IN RATES; FINDING THAT THE APPLICATION TO INCREASE RATES IS IN VIOLATION OF LAW AND UNREASONABLE; ORDERING THAT NO INCREASE IN RATES OCCUR; REQUIRING THE REIMBURSEMENT OF RATE CASE EXPENSES; ESTABLISHING AN EFFECTIVE DATE FOR THIS ORDINANCE; CONTAINING A SAVING CLAUSE; PROVIDING FOR SEVERABILITY; PROVIDING FOR PUBLIC NOTICE PURSUANT TO THE TEXAS OPEN MEETINGS ACT; ESTABLISHING THAT THIS ORDINANCE SHALL GOVERN OVER PREVIOUSLY ADOPTED RESOLUTIONS; MAKING SUCH OTHER FINDINGS AND PROVISIONS RELATED HERETO.

Mayor Coleman read the item and the ordinance caption to be considered. He provided opening comments. Mr. Wade provided information on his review of the application for the rate increase and stated that he finds nothing regarding how these rates are just and reasonable to the citizens with the information that he has currently available and that he finds nothing as to how these rates are not prejudicial or discriminatory toward Windermere Utility customers. He stated based on this and Monarch's decision not to make a presentation, he recommends denial of these rates.

The following spoke at the public hearing in opposition to the request for increase in rates by Monarch Utilities I, L.P.:

Clark Thompson, PO Box 1447, stated that he is representing several homeowners associations.
Mark Londoff, 17716 Loch Linnhe Loop
William Price, 16039 Stoneham Circle
Ria Garza, 4012 Cisco Valley Drive
Steve Schmidt, 16353 Edgemere
Albert Nunez, 17229 Sandwick Drive
Michael Murphy, 16904 Cactus Blossom
Christopher Owens, 19620 Cheyenne Valley Drive
Jim Wyatt, 1423 West Pflugerville Parkway
Francia Baez, 1418 Suzi Lane
Cheryl Mangelsdorf, 1210 Ivy Bridge Drive
Peter Shugart, 1113 Pitcairn Drive
Lorie Thomas, 1501 Van Horn Drive
Steve Bratton, 802 Malden Cove
Joe Thomas, 1501 Van Horn Drive
Joe Greene, 17218 Guana Cay Drive
Carlos Villatoro, 1700 Candelaria Mesa Drive
Dale A. Boswell, 17212 Guana Cay Drive
Atlan Jerry Eschberger, 910 Ramble Creek Drive
Larry M. Connally, 1012 Hughmont Drive
Heidi Carabine, 16800 Langland Road
John Winters, 17004 Simsbrook Drive
Shanta Klair, 17204 Valley Glen Road, also representing Broadstone Apartments on Grand Avenue Parkway
Sharon Irvin, 1404 Lochaline Loop
Sandy Flora, 807 Ramble Creek Drive
Martha Rucker, 16334 Edgemere Drive
Deanna K. Huff, 16501 Edgemere Drive
Jean Lackey, 16900 Gower
Ann Mitchell, 1004 Thackeray Lane
Amy Kantoff, 902 Norwell Lane
Trish Clifford, 1216 Ivybridge Drive
Jason Nicholas, 715 Black Isle Drive
John David Prout, 1015 Ramble Creek
Bill Clayton, 2021 Crystal Bend, representing the Pflugerville Independent School District

Sherrin Hall, 17000 Jigsaw Pathway, turned in a form requesting to speak at the public hearing, but did not appear when her name was called. The form indicated that she was opposed to the request for increase in rates.

The following people indicated that they did not wish to speak and asked that the Mayor announce for the record their opposition for increase in rates by Monarch Utilities I, L.P. Mayor Coleman and Mayor Pro Tem Gonzales read the names.

Tsoke Adjavon, 916 Rochester Castle Way
Juan and Brenda Alanis, 1509 Freestone
Vickie Albrecht, 1127 Thackeray Lane
Brandon Scott Aldac, 910 Isle of Man Court

Robert Alums, 18617 Blue Pond Drive
Jeannie Anderson, 1520 Jerusalem Drive
Sohail Anjum, 704 Caribou Ridge Trail
Alberto Aponte, 1706 Gnu Gap
Joe and Cheryl Armstrong, 1202 Blackthorn Drive
Sajjad Awan, 1001 Laureleaf Drive
Duey Baggett, 16115 Windermere
Manikkam Balasingham, 1520 Emperor Court
Noel and Lavanya Balasingham, 17313 Guana Cay Drive
Renita Bankhead, 16419 Knottingham
Becky Bell, 1210 Ivy Bridge Drive
Mike Berman, 17300 Orwell Lane
Darrell Birdwell, 16203 Malden Drive
Teresa Blaha, 16215 Windermere Drive
Mary Boswell, 17212 Guana Cay
David C. Briggs II, 1004 Hughmont Drive
Kimberly Briggs, 1004 Hughmont Drive
Broadstone Grand Avenue Apartments, 1720 Grand Avenue Parkway
Louis Brock, 17217 Sandwick Drive
Sherry Brock, 17217 Sandwick Drive
Carl Brown, 1417 Amber Day Drive
Amber Browning, 1403 Haley Gray Drive
Anne Butler, 17425 Bishopsgate Drive
Marius Buzoiu, 1604 Jigsaw Cove
Don Campbell, 16514 Framingham
Darren Carpenter, 1609 Balmorhea Lane
Mr. and Mrs. Bruce Calvin, 16508 Framingham Circle
Ines Cariel, 1223 Gazania Drive
Janet Carpenter, 1609 Balmorhea Lane
Richard O. Castillo, 17104 Northhavens Cove
Ann Caylor, 16919 Ardisia
Melissa Chambers, 1135 Disraeli Circle
James Chapman, 4209 Rolling Water Drive
Trish Clifford, 1216 Ivybridge Drive
Cheri Connally, 1012 Hughmont Drive
Todd Counter, 16307 Bates Cove
Dave Cranshaw, 16413 Edgemere
David Crappel, 16901 Copperhead Drive
Claudia Crislip, 17102 Tortoise Street
Ricky G. Crislip, 17102 Tortoise Street
Rebecca Curiel, 1609 Suzi Lane
Charles Davis, 1511 Balmorhea Lane
Georgia Davis, 1102 York Castle
Jason Davis, 1520 Van Horn Drive
Jill DeCabooter, 17304 Dashwood Creek
Ben Delamater, 17225 Tobermory
Jesus Del Valle, 17122 Ardisia Drive
Maria Del Valle, 17122 Ardisia Drive
Demba Diawara, 17412 Dashwood Creek Drive
Mary F. Derflinger, 16906 Ardisia Drive
Lorena De La Cruz Bladeard
Brad Des Rosiers, 1141 Black Locust Drive
Julius Dubcak
Elise Earls Bridges, 16911 Tortoise Street

John Edwards, 16420 Parkway Drive
Tamara Edwards, 16420 Parkway Drive
Gary Evans, 17513 Salt Flat
Helen Eisert, 1001 Apple Cross Drive
Renee Elliott, 1409 Suzi Lane
Denise Foroughi, 1505 Natural Bridge
Saeed Foroughi, 1505 Natural Bridge
Jeremy Frazzell, 17626 Loch Linnhe Loop
Ramon Gallegos, 17508 Avena Valley Drive
Frances Garcia, 904 Dansworth Cove
Mary Garcia, 1104 Disraeli Circle
Steve V. Garcia, 1104 Disraeli Circle
Oscar G. Garza Jr., 17309 Dashwood Creek Drive
Margaret Georgantas, 1222 Hughmont
Mary Gill, 1600 Purple Iris Cove
Charles Golaz, 16803 Gravesend Road
Robert and Melissa Graham, 17105 Zola Lane
John Grasshoff, Travis County Emergency Services District No.2
Harry Green, 1504 Club Chase Drive
Roy Michael Green, 1511 Natural Bridge Lane
Amy Green-Hinojosa, 17210 Dashwood Creek Drive
Melissa Hajda, 17715 Quitman Mountain Way
Rod Hall, 17000 Jigsaw Pathway
Tiffany Hammer, 17117 Tortoise Street
Jack Hatton, 17211 Dashwood Creek Drive
Helen Hayter, 1504 Suzi Lane
Charles Haywood, 525 Broken Feather Trail
Suzanne Henson, 17528 Tobermory Drive
Angel T. Hernandez, 1702 Willow Bluff Drive
Melanie Herren, 17633 Loch Linnhe Loop
Steve Hickerson, Ridge Hill Investments Inc, PO Box 789, Round Rock
Rudolph C. Hicks, 1100 Clyde Bank Cove
Iris Hinds, 16009 Stoneham Circle
Mr. and Mrs. Iben H. Hockingen, 1404 Amber Day Drive
Jim Hubbard, 17209 Village Glen Cove
Stephen Hughes, 1107 Ramble Creek Drive
Robert Humphrey, 17705 Quitman Mountain Way
Kelli Hurley, 16217 Viki Lynn Place
Patrick Hurley, 16217 Viki Lynn Place
Corene Ignes, 17007 Ardisia Drive
Valerie Krueger, 17208 Dashwood Creek Drive
Cynthia Jackson, 16301 Idaho Falls Lane
Patty Jackson, 1611 Suzi Lane
Steven Jackson, 1611 Suzi Lane
Trette and Renee Jackson, 1405 Katie Lynch Drive
Gary Jacobus, 16371 Edgemere
Bruce E. and Nancy Jacobs, 1016 Thackeray Lane
Kaye Jividen, 15835 Foothill Farms #1614
Amy Johnson, 1410 Cora Marie Cove
Roy Johnson, 16207 Windermere
Nathan and Lindsey Jones, 17116 Tortoise Street
Kasey Jorgenson, 1809 Barilla Mountain Trail
Roy Joubert, 813 Black Isle Drive
Earl Kapeller, 1408 Marsh Harbour Drive

Sharon Kapeller, 1408 Marsh Harbour
Debbie Karst, 912 Isle of Man Court.
Keith E. Keily, 1404 Haley Gray Drive
Alice Kelly, 17103 Northavens Cove
Kara Kelly, 17103 Northavens Cove
Kevin Kelly, 16370 Edgemere Drive
Bryan Kerley, 16217 Malden Drive
Jeremy Kirkland, 1812 Chinati Mountain Trail
Brenda Koehler, 1004 Disraeli Circle
Edward A. Kulczyk, 17108 Tortoise Street
Katie Lane, 1105 Cresswell Drive
Rosa Leal, 1604 Mentone Drive
Debbie Leigh, 16370 Edgemere Drive
Donna Leiker, 1309 Willow Bluff
Fernando Lerma, 1520 Freestone Drive
Nancy D. Leusen, 1621 Balmorhea Lane
Tsichung Liew, 1321 Willow Bluff Drive
Dianne Lockingen, 1401 Amber Day Drive
Steve Madison, 1813 Barilla Mountain Trail
Teri Manry, 1206 Pitcairn
Valerie Matix, 1609 Peridot Road
Sadot Martinez Garcia Jr., 16422 Framingham Circle
Daryl Matthews, 16806 Isle of Man
Phyllis Matthews, 16806 Isle of Man
Jonathan Mays, 1508 Arusha Street
Sonja McCracken, 17509 Strontian Pass
Corine McCray, 1500 Arusha Street
Jeanne McLoud, 1633 Jerusalem Drive
Chelsea R. McMurtrie, 17204 Village Glen Cove
Matt Metzner, 16520 Framingham Circle
Jennifer Mills, 1407 Manjack Cay
Matthew Mills, 1407 Manjack Cay
Durene Minchey, 1212 Ramble Creek Drive
Donald E. Mines, 17200 Jigsaw Pathway
Mark Mitchell, 1004 Thackeray Lane
Gabino Moncayo, 1529 Arusha Street
Sandy Monahan, 16408 Knottingham Drive
Matthew R. Moody, 1105 Hughmont Drive
Gilbert E. Moon, 16309 Parkway Drive
Betty Myers, 1403 Snowberry Street
Elizabeth Myers, 17007 Jigsaw Pathway
Cindy Nelson, 16414 Framingham Circle
Katrina Nicholas, 715 Black Isle Drive
Heather Nichols, 1410 Katie Lynch Drive
Susan Nold, Office of Senator Kirk Watson
Kathie Olsen, 807 Ramble Creek Drive
Chamayne Ortegon, 16503 Colwyn Bay Cove
Janet Ortiz, 1602 Jigsaw Cove
Matt Palmer, 1404 Manjack Cay
Kim Parish, 1422 West Pflugerville Parkway
Charles A. Pegoada, 17206 Cranston Drive
Javier Perez, 1411 Katie Lynch
Teresa C. Plumb, 16944 Tortoise Street
Mike Polvado, 1503 Freestone Drive

Della Porfirio, 604 Quincy Drive
Debra Preyer 17608 Fort Leaton Drive
Marcia Pryer, 1519 Bergamont Drive
Chris Radley, 1603 Emblem Court
Doris Ramos, 16026 Stoneham Circle
Norma Ramos, 802 Thackeray Lane
Akhtar Rashid, 1641 Jerusalem Drive
Michael Reed, 1309 Lochaline Loop
Barbara Reznick, 1127 Thackeray Lane
Jerry Ringer, 1515 Lochaline Loop
Joe E. Rivera, 1353 Lochaline Loop
Bess A. Roberts, 17008 Tortoise Street
Jim Roberts, 1527 Arusha Street
Kathryn N. Roberts, 1902 Huxley Lane
Sharon Robertson, 1508 Suzi Lane
Jose R. Rodriguez, 1229 Blackthorn
Phyllis Roe, 17513 Strontian Pass
David Craig Ross, 910 Isle of Man Court
Jennifer Rucker, 1809 Silone Circle
Sherrie Salas, 17409 Orwell Lane
Rick Schaefer, 17212 Village Glen Road
Cathryn Schiller, 17100 Simsbrook Drive
Leslie Schmidt, 16357 Edgemere Drive
Gregory Schuck, 1016 Blackthorn Drive
Karen K. Schuck, 1016 Blackthorn Drive
Laura Schultz, 17500 Limpia Circle
Julie Schwab, 16926 Cactus Blossom Drive
Trevor Schwab, 16926 Cactus Blossom Drive
Jesse R. Sepeda, 16817 Isle of Man
Timothy Shriver, 1611 Kentra Drive
Daniel Smothers, 1515 Freestone Drive
John D. Spangenberg, 17005 Jigsaw Path
Debbie Staats, 913 Black Locust Drive
Benjamin Stafford, 1512 Suzi Lane
Scott E. Stalmaker, 17002 Simsbrook
Brian Stansbury, 1304 Katie Lynch Drive
Rosemont at Heather Bend Apartments, 16701 North Heatherwilde Boulevard
Bobbie Startzel, 16109 Stoneham Circle
John Stevens, 12754 Bushmills Road
Dana Stieferman, 17106 Fitzgerald Lane
Kyle Stowers, 16918 Cactus Blossom
Tara Stowers, 16918 Cactus Blossom
Rose Supak, 1204 Lochaline Loop
Carlota L. Szabo, 504 Dark Tree Lane
Roxi Taylor, 17520 Rannoch Drive
Joseph Thomas, 17407 Orwell Lane
Cathy Tomlinson, 1408 Katie Lynch Drive
Robert E. Tomlinson, 1408 Katie Lynch Drive
Alfred Torres, 17308 Marfa Lights Trail
Frances Torres, 1212 York Castle
Kerry Tolan, 16922 Cactus Blossom Drive
Raul Tovar, 16421 Edgemere Drive
Joseph and Margaret Towery, 1510 Arusha
Kristen Tsetseranos

Lup Valde, 16800 Langland Road
Sharon Vaughn, 16800 Tortoise Street
Terry Vaughn, 16800 Tortoise Street
Oscar Villarreal, 17305 Guana Cay
Hattie M. Waites, 1022 York Castle Drive
Ressie Walker, 16213 Viki Lynn Place
John Walker, 1506 Natural Bridge Lane
Yun Hui Walker, 1506 Natural Bridge Lane
Sherry and John Waltrip, 16904 Ardisia Drive
Vera Watts, 16107 Stoneham Circle
Earl Welborn, 16420 Knottingham Drive
Carole Weiss, 800 Malden Cove
Debbie Weiss, 16011 Stoneham Circle
Donny Widjaja, 1700 Willow Bluff Drive, representing St. Vincent de Paul Society at St. Elizabeth Catholic Church
Ralph and Earlene Whitney, 17303 Guana Cay Drive
Jack W. Whitmire, 11817 Eubank Drive, Austin, owns 16104 Fitchburg Circle
Cyril Lee Wilcox, 17002 Cactus Blossom Drive
Vanessa Haywood Williams, 16310 Framingham Circle
Stevan Wilsan, 1811 Kafka Circle
Bill Wilson, 1212 Ivy Bridge Drive
Nicole Wilson, 1212 Ivy Bridge Drive
Todd Wilson, 1212 Ivy Bridge Drive
Todd Winn, 1523 Emperor Court
Travis Winn, 1523 Emperor Court
Jacob Wischnewsky, 17028 Tortoise Street
Herb and Karen Wise, 17001 Jigsaw Pathway
David O. Wright, 1505 Jerusalem Drive
Andy and Rita Zavala, 16920 Cactus Blossom Drive
Bob Zawadzki, 1520 Bergamont Drive
Kenda Zawadzki, 1520 Bergamont Drive
Aaron Zwahr, 17117 Tortoise Street

There were no additional requests to speak at the public hearing. Mr. Gonzales made a motion to close the public hearing. Mr. White seconded the motion. All voted in favor. The motion carried.

Mr. Gonzales made a motion to deny, to resoundingly deny, the rates as requested by Monarch. Mr. White seconded the motion. Council discussion and comments followed. All voted in favor. The motion carried. Mayor Coleman stated that this was the first reading of the ordinance. He stated that the City Council would hold another public hearing and consider the ordinance on second reading on November 1, 2011.

3. Adjourn

Mr. Gonzales made a motion to adjourn. Ms. Sattler seconded the motion. All voted in favor. The motion carried. The meeting was adjourned at 9:22 p.m.

Respectfully submitted,

Karen Thompson
City Secretary

Approved as _____ on November 8, 2011.