



City of Pflugerville

Meeting Agenda - Final City Council

Tuesday, August 27, 2013

7:00 PM

100 East Main Street, Suite 500

Regular Meeting

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.

3. Presentations

3A. [2013-2220](#) Proclamation declaring the City of Pflugerville's participation in the second annual Healthy at H-E-B Community Challenge September 1-October 31, 2013.

3B. [2013-2223](#) Back to School Safety Presentation.

4. Public Hearing and Ordinance First Reading

4A. [ORD-0169](#) Conduct a public hearing and consider approving an ordinance on first reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, APPROVING THE FIRST AMENDMENT TO THE PROJECT PLAN AND REINVESTMENT ZONE FINANCING PLAN FOR REINVESTMENT ZONE NUMBER ONE, CITY OF PFLUGERVILLE, TEXAS; AUTHORIZING THE CITY SECRETARY TO DISTRIBUTE SUCH PLANS; CONTAINING VARIOUS PROVISIONS RELATED TO THE FORGOING SUBJECT.

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 may be heard without removing the item from the consent agenda. Each person providing public comment will be limited to 3 minutes.

6. Approval of Minutes

- 6A. [2013-2210](#) Approval of the minutes of the August 6, 2013 Special Meeting and August 13, 2013 Worksession and Regular Meeting.

7. Ordinance First Reading

- 7A. [ORD-0170](#) Approving an ordinance on first reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, APPROVING THE FIRST AMENDMENT TO THE FINANCING AGREEMENT FOR REINVESTMENT ZONE NUMBER ONE, CITY OF PFLUGERVILLE, TEXAS; AUTHORIZING THE MAYOR TO EXECUTE SAID AMENDMENT; CONTAINING VARIOUS PROVISIONS RELATED TO THE FORGOING SUBJECT.

8. Ordinance Second Reading

- 8A. [ORD-0167](#) Approving an ordinance on second reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, ADOPTING THE THIRD AMENDMENT TO THE FISCAL YEAR 2013 BUDGET FOR THE CITY OF PFLUGERVILLE, TEXAS; AND PROVIDING AN EFFECTIVE DATE.

9. Resolutions

- 9A. [RES-0149](#) Resolution approving the fee schedule for permits under the Food Establishment Ordinance.
- 9B. [RES-0150](#) Approving a resolution of the City of Pflugerville, Texas consenting to a Non-Annexation Development Agreement.
- 9C. [RES-0152](#) Approving a resolution to extend the 60-day period required for City Council to conduct a public hearing for a proposed rezoning case.

10. Other Actions

- 10A. [2013-2169](#) Authorizing the City Manager to execute a Warranty Deed accepting the conveyance of real property to the City of Pflugerville, to be dedicated as public parkland, legally described as Lot 24, Block 6 and Lot 23, Block 7, Stone Hill Town Center, Section 2, Phase 1, Amending Plat No. 1.

- 10B.** [2013-2208](#) Approving a professional services agreement with Lockwood, Andrews & Newnam, Inc. for the preparation of the Regional Water Feasibility Study partially funded through the Texas Water Development Board (TWDB) in an amount not to exceed \$100,000 and authorizing the City Manager to execute same.
- 10C.** [2013-2221](#) Approving a professional services agreement with C. Terrell Palmer, First Southwest, for financial advisory services and authorizing the City Manager to execute the agreement.
- 10D.** [2013-2238](#) Authorizing the City Manager to approve the purchase of security equipment for the City of Pflugerville facilities from Tyco Integrated Security in the amount of \$54,757.31, and a five year monitoring and maintenance agreement for the equipment in the amount of \$39,718.76 from a State of Texas cooperative purchasing contract (TXMAS.)

Action on the Consent Agenda

11. Discuss and consider action

- 11A.** [2013-2237](#) Discuss and consider action to approve the Pflugerville Community Development Corporation (PCDC) Acceptance of Bid Proposal for Phase 3 Construction in 130 Commerce Center.
- 11B.** [2013-2241](#) Discuss and consider action to appoint members of the City Council as policy negotiation representatives to Travis County Emergency Services District #2 regarding integration of emergency services into the City of Pflugerville.
- 11C.** [2013-2211](#) Discuss and consider action regarding future agenda items.
- 11D.** [2013-2096](#) 1.) Executive Session Item: Discussions regarding deliberations on economic development negotiations pursuant to Chapter 551.087 of the Texas Government Code regarding economic development agreements for Project Morpheus. 2.) Open Session Item: Discuss and consider action regarding economic development agreements for Project Morpheus.

12. Discuss only

- 12A.** [2013-2215](#) Discussion regarding the Fiscal Year 2014 budget.
- 12B.** [2013-2212](#) 1.) Executive Session Item: Discussions regarding deliberations on economic development negotiations pursuant to Chapter 551.087 of the Texas Government Code.
- 12C.** [2013-2213](#) 1.) Executive Session Item: Consultation with legal counsel regarding provision of emergency services within the City pursuant to Chapter 551.071 of the Texas Government Code.
- 12D.** [2013-2214](#) 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.

13. Adjourn

Executive sessions held during this meeting will generally take place in 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.

Jeff Coleman, Mayor

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 August 21, 2013, 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 call the City Secretary's Office at 512-990-6101 for information. Hearing-impaired or speech-disabled persons equipped with telecommunications devices for the deaf may call 512-272-9116 or may utilize the statewide Relay Texas program at 1-800-735-2988.