



City of Pflugerville

Minutes - Final City Council

Tuesday, August 27, 2013

7:00 PM

100 East Main Street, Suite 500

Regular Meeting

1. Call to order

Mayor Jeff Coleman called the regular meeting to order at 7:01 p.m. Councilmembers Wayne Cooper, Brad Marshall, Omar Peña, Starlet Sattler and Victor Gonzales were in attendance. City employees attending: Brandon Wade, City Manager; George Hyde, City Attorney; Trey Fletcher, Assistant City Manager; Lauri Gillam, Assistant City Manager; Chuck Hooker, Police Chief; Dan Franz, City Engineer; Emily Barron, Planning Director; Beth Davis, Finance Director; Amy Good, Assistant Finance Director; Dan Griffith, Police Corporal; Bill Anderson, Police Lieutenant; Sabrina Schmidt, Purchasing Supervisor; Terri Waggoner, Public Information Officer; Karen Thompson, City Secretary.

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

Mayor Coleman provided comments and a reminder that the City of Pflugerville won this challenge last year. He read the proclamation.

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

Officer Griffith presented under the item.

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.

Mayor Coleman opened the public hearing and consideration of the ordinance on first reading. He read the item to include the caption of the ordinance. Mr. Fletcher provided information on the item and answered questions of the Council. There were no requests to speak at the public hearing. Mr. Peña made a motion to close the public hearing. Ms. Sattler seconded the motion. All voted in favor. The motion carried.

Mr. Gonzales made a motion to approve the ordinance on first reading. Mr. Peña seconded the motion. All voted in favor. The motion carried.

5. Public Comment

Mr. Brent Hurta, 3104 Murrelet Way, did not wish to speak, but asked that his support for skate spots/parks in Pflugerville be announced for the record.

Reading of the Consent Agenda

Ms. Thompson read the items along with the captions of the ordinances under consideration.

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.

The minutes were approved on the consent agenda.

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.

The ordinance was approved on first reading on the consent agenda.

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.

The ordinance was approved on second and final reading on the consent agenda.

9. Resolutions

- 9A. [RES-0149](#) Resolution approving the fee schedule for permits under the Food Establishment Ordinance.

The resolution was approved on the consent agenda.

- 9B. [RES-0150](#) Approving a resolution of the City of Pflugerville, Texas consenting to a Non-Annexation Development Agreement.

The resolution was approved on the consent agenda.

- 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.

The resolution was approved on the consent agenda.

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.

The item was approved on the consent agenda.

- 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.

The item was approved on the consent agenda.

- 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.

The item was approved on the consent agenda.

- 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.)

The item was approved on the consent agenda.

Approval of 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.

Executive Session

Mayor Coleman announced that the City Council was retiring to executive session on items 11D, 12B, 12C, and 12D. He read the items to be discussed and retired to executive session. The time was 7:16 p.m.

11. Discuss and consider action

- 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.
- Discussion on the item was to take place in executive session. There was no discussion in open session and no action was taken.

12. Discuss only

- 12B. [2013-2212](#) 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.
- 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.
- Discussion on the item was to take place in executive session. No action was taken.
- 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.
- 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 8:17 p.m.

- 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.
- Mr. Peña made a motion to table the item. Ms. Sattler seconded the motion. All voted in favor. The motion carried. The item was to be considered at the September 10, 2013 Regular City Council meeting.
- 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.
- Mayor Coleman stated that currently they have Mr. Marshall and Ms. Sattler serving as representatives. He stated that Mr. Marshall would like to remain. Mr. Peña and Mayor Coleman volunteered to serve as the second representative. Mr. Cooper made a motion to appoint Mr. Marshall and Mr. Peña. Ms. Sattler seconded the motion. Discussion followed regarding adding Mayor Coleman as a third representative. Mr. Hyde recommended having only two serve and suggested adding an alternate. Mr. Cooper revised his motion to appoint Mr. Marshall and Mr. Peña as representatives and Mayor Coleman as the alternate. Ms. Sattler seconded the motion. All voted in favor. The motion carried.
- 11C.** [2013-2211](#) Discuss and consider action regarding future agenda items.
- Mr. Peña noted the rescheduling of the tabled item 12A.
- 12A.** [2013-2215](#) Discussion regarding the Fiscal Year 2014 budget.
- Mr. Wade stated that staff would be bringing forward a budget on September 10, 2013 for public hearing and approval. He stated that it is his assumption that they would be bringing forward a property tax rate of 57.36, which is a 1/2 cent off of the effective rate, and 2.04 cents off of the current rate. The Council indicated agreement.
- Mr. Wade stated that the Finance and Budget Committee Chair, Anna Swenson, was unable to attend tonight's meeting. He read a statement from Ms. Swenson which indicated based on the Finance and Budget Committee's review of the budget, the changes proposed by the Council and discussion with the Finance Department, that they recommend the Council accept the proposed budget for the 2013-2014 fiscal year. Ms. Swenson also commended Lauri Gillam and the Finance Department on a well prepared budget and presentation.
- The budget and proposed property tax rate were to be brought forward on September 10, 2013 for consideration.

13. Adjourn

Mr. Peña made a motion to adjourn. Ms. Sattler seconded the motion. All voted in favor. The motion carried. The meeting was adjourned at 8:25 p.m.

Respectively submitted,

**Karen Thompson
City Secretary**

Approved as presented on September 10, 2013.