



City of Pflugerville

Minutes - Final City Council

Tuesday, February 14, 2012

7:00 PM

100 East Main Street, Suite 500

Regular Meeting

1. Call to order

Mayor Jeff Coleman called the meeting to order at 7:00 p.m. Councilmembers Wayne Cooper, Brad Marshall, Starlet Sattler and Victor Gonzales were in attendance. Councilmember Darelle White was absent. City employees in attendance: 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; James Bowlin, Parks Director; Sabrina Schmidt, Accounts Payable/Purchasing; Terri Waggoner, Public Information Officer; Chuck Hooker, Police Chief; Laura Wilkes, Police Lieutenant.

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.

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. 2012-1021 Proclamation declaring February 2012 as National Teen Dating Violence Awareness and Prevention Month in the City of Pflugerville.

Mayor Coleman read the proclamation and provided comments.

3B. 2012-1047 Presentation on the launch of the Pflugerville Pfix-Up program.

Mr. Wade provided comments. Mr. Word provided information on the program and reported on the results of the first project in the area of Bohls Park.

4. Public Comment

Brent Hurta, 3104 Murrelet Way, did not wish to speak, but requested that the Mayor announce for the record his support for a skate spot in Pflugerville.

Kim Waters, 17508 Kessler Drive, did not wish to speak, but requested that the Mayor announce for the record her support for a skate spot in Pflugerville.

Kim Waters, 17508 Kessler Drive, animal shelter volunteer, thanked the City for the change in the age requirements for the animal shelter allowing for ages 16 years and above. She reported on a successful volunteer training last week with 20 people that included four 16 year olds.

Arthur Sampson, 5710 Sandhurst Circle, Austin, TX, introduced himself as a candidate for Travis County Commissioner Precinct 1.

Reading of the Consent Agenda

Item 7A was removed from the consent agenda. Ms. Thompson read the items along with the caption of the ordinance under consideration.

5. Approval of Minutes

- 5A. 2012-1019 Approval of the minutes of the January 17, 2012 Worksession; January 19, 2012 Quorum; January 24, 2012 Worksession and Regular Meeting; and February 2, 2012, Quorum.

The minutes were approved on the consent agenda.

6. Ordinance First Reading

- 6A. ORD-0096 Approving an ordinance on first reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS GRANTING THE CONVEYANCE OF AN EASEMENT OF 0.017 ACRES (APPROX. 754 SQ. FT.) BEING A PORTION OF LOT B, SETTLERS RIDGE COMMERCIAL NO. 4, A SUBDIVISION OF RECORD IN VOLUME 85, PAGE 137B OF THE PLAT RECORDS OF TRAVIS COUNTY, TEXAS.

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

8. Other Actions

- 8A. 2011-0845 Approving an engagement letter for Reinvestment Zone No. One of the City of Pflugerville (Falcon Pointe TIRZ) with Denton, Navarro, Rocha & Bernal P.C. for general counsel services and authorizing the City Manager to pay invoices for these legal services in anticipation of reimbursement to the City by Reinvestment Zone No. One (Falcon Pointe TIRZ) in the future.
- The item was approved on the consent agenda.
- 8B. 2012-1020 Receive report on City Council, Commission, Board and Committee expenditures for January 2012.
- The item was approved on the consent agenda.
- 8C. 2012-1026 Approving registration fees for Mayor Pro Tem Victor Gonzales to attend the Water in Texas Conference in Austin, Texas, from March 1-2, 2012.
- The item was approved on the consent agenda.
- 8D. 2012-1029 Approving the acceptance by the Pflugerville Community Development Corporation (PCDC) of the apparent low bidders, Patin Construction Company of Taylor, Texas in the amount of \$803,725.90 for Bid No. 1: Grading, Drainage, & Paving Items, and DNT Construction of Round Rock, Texas in the amount of \$624,844.81 for Bid No. 2: Water & Wastewater Utility Items and execution of said contracts for the Phase I Infrastructure Project for the PCDC Renewable Energy Park.
- The item was approved on the consent agenda.
- 8E. 2012-1038 Authorize the City Manager to execute a contract for the purchase of Type D Hot Mix Asphalt, Hot Laid, with RTI Hot Mix, LLC in the amount of \$52.00 per ton.
- The item was approved on the consent agenda.
- 8F. 2012-1041 Approving a reimbursement request in the amount of \$112.97 by Mayor Pro Tem Victor Gonzales for business meeting mileage and expenses.
- The item was approved on the consent agenda.

Approval of the Consent Agenda

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

7. Resolution- Removed from Consent Agenda

- 7A. RES-0074 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 OF ATMOS ENERGY CORPORATION ON OR ABOUT JANUARY 31, 2012; REQUIRING THE REIMBURSEMENT OF MUNICIPAL RATE CASE EXPENSES; AUTHORIZING PARTICIPATION IN RELATED RATE PROCEEDINGS; AUTHORIZING THE RETENTION OF SPECIAL COUNSEL; FINDING THAT THE MEETING COMPLIES WITH THE OPEN MEETINGS ACT; MAKING OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

Mr. Marshall asked regarding the reasons to approve, and if the rate increase was unjust. Ms. Gillam explained that this action would be to suspend the rate increase in order to provide time to allow experts to determine if the increase is reasonable or unreasonable. Mr. Marshall made a motion to approve. Mr. Cooper seconded the motion. All voted in favor. The motion carried.

9. Discuss only

- 9A. 2012-1034 Discuss the locations for the electric vehicle charging stations proposed to be funded through the general capital reserve fund.

Mr. Fletcher provided information and a recommendation to place four electric vehicle charging stations at the movie theater at the Stone Hill Town Center and to return the other six provided by the grant. Discussion followed. Mr. Wade noted that no action would be taken this evening and that if Council had other locations in mind for staff to investigate to let him know. Mr. Cooper asked if we know how many electric cars there are in Pflugerville. Staff was to try to acquire some information. No action was taken. The item was to be placed on a future agenda for consideration of action.

10. Discuss and consider action

- 10A. 2012-1018 Discuss and consider action regarding future agenda items.

Mr. Cooper requested an item to discuss a possible international festival.

- 10B. 2012-1036 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. 2.) Open Session Item: Discuss and consider action regarding agreements with Manville Water Supply Corporation.

There was no discussion on the item at the regular meeting. Discussion on the item took place in executive session at the worksession earlier in the evening. No action was taken.

- 10C. 2012-1037 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. 2.)Open Session Item: Discuss and consider action regarding the provision of public utilities within the City of Pflugerville.

There was no discussion on the item at the regular meeting. Discussion on the item took place in executive session at the worksession earlier in the evening. No action was taken.

- 10D. 2012-1045 1.)Executive Session Item: Consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code for legal advice regarding New Sweden development agreements. 2.)Open Session Item: Discuss and consider action regarding New Sweden development agreements.

There was no discussion on the item at the regular meeting. Discussion on the item took place in executive session at the worksession earlier in the evening. No action was taken.

11. Adjourn

Mr. Cooper made a motion to adjourn. Mr. Marshall seconded the motion. All were in favor. The motion carried. The meeting was adjourned at 7:30 p.m.

Respectfully submitted,

**Karen Thompson
City Secretary**

Approved as _____ on February 28, 2012.