



City of Pflugerville

Meeting Agenda - Final City Council

Tuesday, August 28, 2012

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. **Presentation**

3A. [2012-1328](#) Back to school safety reminders presentation.

4. **Public Hearing and Ordinance First Reading**

4A. [ORD-0112](#) Conduct a public hearing and consider approving an ordinance on first reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, AMENDING ORDINANCE NO. 1015-09-09-08 OF THE CITY OF PFLUGERVILLE, TEXAS, AS AMENDED, BY APPROVING A SPECIFIC USE PERMIT FOR A BAR/TAVERN IN THE CENTRAL BUSINESS DISTRICT ON LOTS 14 & 15, BLOCK 1 OF THE PFLUGERVILLE SUBDIVISION, LOCALLY ADDRESSED AS 111 E. MAIN ST.; TO BE KNOWN AS THE STEIN & STEM SPECIFIC USE PERMIT (SUP1207-01), AND PROVIDING AN EFFECTIVE DATE.

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. [2012-1367](#) Approval of the minutes of the August 14, 2012 Worksession and Regular Meeting.

7. Ordinances First Reading

- 7A. [ORD-0115](#) Approving an ordinance on first reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, ADOPTING THE SECOND AMENDMENT TO THE FISCAL YEAR 2011-2012 BUDGET FOR THE CITY OF PFLUGERVILLE; AND PROVIDING AN EFFECTIVE DATE.

8. Resolution

- 8A. [RES-0101](#) Approving a resolution authorizing the City Manager to execute an interlocal cooperation agreement with the Pace Purchasing Cooperative.

9. Other Actions

- 9A. [2012-1376](#) Authorizing the City Manager to declare the City's intent to exercise the City's option to require the dedication of 20.325 acres of land by Robert M. Tiemann as identified in the "Sixth Amendment To Comprehensive Development Agreement" between Rowe Lane Development, Ltd., Robert M. Tiemann, Tiemann Land and Cattle Development, Inc., SLF IV - Blackhawk, L.P., and the City of Pflugerville.
- 9B. [2012-1366](#) Authorizing the City Manager to execute a Wastewater Easement Agreement and a Public Utility Easement Agreement between Continental Homes of Texas, L.P. and the City of Pflugerville for necessary utility extensions associated with Highland Park Phase D, Section 3 and Phase B, Section 4, respectively.
- 9C. [2012-1372](#) Approving the schedule for soccer practices at the Wells Point Soccer Complex and authorizing the City Manager or his designee to assign practice fields for the Fall 2012 Soccer Season.

Action on the Consent Agenda

10. Resolution

- 10A. [2012-1374](#) Approving a resolution directing staff to initiate non-annexation development agreement offers to eligible owners of land appraised for ad valorem tax purposes as land for agricultural use under Chapter 23,

Tax Code.

11. Discuss and consider action

- 11A.** [2012-1363](#) Authorizing the City Manager to execute a Professional Services Agreement with Halff Associates, Inc. in the amount of \$129,900 for the preparation of an Athletic Complex and Randig Tract Feasibility Study.
- 11B.** [2012-1362](#) Discuss and consider action regarding future agenda items.

12. Discuss only

- 12A.** [2012-1368](#) 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.
- 12B.** [2012-1369](#) 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

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 22, 2012, 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 990-6101 for information. Hearing-impaired or speech-disabled persons equipped with telecommunications devices for the deaf may call 272-9116 or may utilize the statewide Relay Texas program at 1-800-735-2988.