



City of Pflugerville

Meeting Agenda - Final

City Council

Tuesday, November 8, 2016

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. [2016-5289](#) Presentation of Government Finance Officers Association awards to the City of Pflugerville.

4. 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.

5. Approval of Minutes

- 5A. [2016-5324](#) Approval of the minutes of the October 25, 2016 Worksession and Regular Meeting.

6. Ordinances First Reading

- 6A. [ORD-0330](#) Approving an ordinance on first reading with the caption reading: AN

ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, ADOPTING THE FOURTH AMENDMENT TO THE FISCAL YEAR 2016 BUDGET FOR THE CITY OF PFLUGERVILLE; AND PROVIDING AN EFFECTIVE DATE.

- 6B. [ORD-0332](#) Approving an ordinance on first reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE AMENDING SECTION 4 OF THE 2014 ENGINEERING DESIGN MANUAL AND CONSTRUCTION STANDARDS, REPLACING ALL ENGINEERING AND CONSTRUCTION STANDARDS IN CONFLICT; CONTAINING A SAVINGS CLAUSE; CONTAINING A SEVERABILITY CLAUSE; AND PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

7. Ordinances Second Reading

- 7A. [ORD-0329](#) Approve an ordinance on second reading with the caption reading: AN ORDINANCE OF THE CITY OF PFLUGERVILLE, TEXAS, AMENDING ORDINANCE NO. 1203-15-02-24 OF THE CITY OF PFLUGERVILLE, TEXAS, AS AMENDED, BY REZONING APPROXIMATELY 25.764 ACRES, BEING TWO TRACTS OF LAND SITUATED IN THE PETER CONRAD SURVEY NO. 71, ABSTRACT NO. 200, AND IN THE WILLIAM BARKER SURVEY NO. 74, ABSTRACT NO. 107 IN PFLUGERVILLE, TRAVIS AND WILLIAMSON COUNTIES, TEXAS, GENERALLY LOCATED ALONG MEISTER LANE, NORTH OF NEW MEISTER LANE, AND SOUTH OF LOUIS HENNA BOULEVARD, FROM AGRICULTURE/CONSERVATION (A) AND CORRIDOR URBAN (CL4) TO CAMPUS INDUSTRIAL (CI) ZONING DISTRICT; TO BE KNOWN AS THE CAPITAL COMMERCIAL LOUIS HENNA REZONING (REZ1608-02); PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

- 7B. [ORD-0331](#) Approving an ordinance on second reading with the caption reading: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PFLUGERVILLE, TEXAS, AMENDING THE CITY OF PFLUGERVILLE, TEXAS CODE OF ORDINANCES, BY AMENDING TITLE XV TITLED LAND USAGE, BY AMENDING CHAPTER 154, TITLED SIGNS, SECTION 154.002 TITLED APPLICABILITY; EFFECT, SECTION 154.003 TITLED DEFINITIONS AND INTERPRETATIONS, SECTION 154.103 TITLED SIGNS EXEMPT FROM REGULATION UNDER THIS CHAPTER AND SECTION 154.108 TITLED SIGNS IN THE PUBLIC RIGHT-OF-WAY; PROVIDING A CUMULATIVE CLAUSE; PROVIDING FOR A PENALTY OF UP TO \$500; REPEALING ALL ORDINANCES TO THE EXTENT THEY ARE IN CONFLICT WITH THE AMENDED SECTIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

8. Resolutions

- 8A. [RES-0358](#) Approving a resolution amending and restating the City of Pflugerville's deferred compensation plan in the form of the ICMA Retirement Corporation 457 Deferred Compensation Plan & Trust, to include the associated Roth amendment.

9. Other Actions

- 9A. [2016-5327](#) Authorizing the City Manager to execute a contract for sidewalk raising and repair services with Concrete Raising of Austin, the sole bidder, in the amount of \$3.85/sq. ft.
- 9B. [2016-5326](#) Authorizing the City Manager to execute a contract for concrete sidewalk removal and replacement services to Mario L. Carlin Management, LLC, the lowest responsible bidder of three bids, in the amount of \$6.75/sq.ft .
- 9C. [2016-5325](#) Authorizing the City Manager to execute a contract for crack sealing services to Stripe It Up, the lowest responsible bidder of two bids, in the amount of \$181,688.02.
- 9D. [2016-5317](#) Authorizing the City Manager to execute a Special Warranty Deed accepting the conveyance of real property to the City of Pflugerville, to be dedicated as public right of way, legally described as Tract 2, a strip of land containing 0.150 acre, or 6,512 square feet situated in the John C. Bray, Survey No. 10, Abstract 73 in the City of Pflugerville, in Travis County, Texas.
- 9E. [2016-5316](#) Authorizing the City Manager to execute a Special Warranty Deed accepting the conveyance of real property to the City of Pflugerville, to be dedicated as public right of way, legally described as Tract 1, a strip of land containing 1.48 acres situated in the Joseph Weihl Survey No. 8, Abstract 802, in Travis County, and Tract 2, a strip of land containing 2.99 acres situated in the Joseph Weihl Survey No. 8, Abstract 802, in Travis County.
- 9F. [2016-5310](#) Review of the Quarterly Investment Report for the quarter ending September 30, 2016.

Action on the Consent Agenda

10. Discuss and consider action

- 10A. [2016-5312](#) Discuss and consider action to approve the award of a construction contract for the Heatherwilde Elevated Storage Tank Project to Landmark Structures, the best value contractor for the City, of two (2) proposals received on October 19, 2016, in the amount of \$5,484,000 and authorizing the City Manager to execute same.
- 10B. [2016-5313](#) Discuss and consider action to approve supplemental agreement #4 with LJA Engineering, Inc. in the amount of \$108,541 for professional

services associated with design, bidding and construction administration for the Weiss Lane Roadway Reconstruction Project and authorizing the City Manager to execute the agreement.

- 10C.** [2016-5318](#) Approving a work authorization (2016-1) with Freese and Nichols, Inc. in the amount of \$108,061 for professional services associated with a Wastewater Treatment Plant (WWTP) assessment and coordination with the Texas Commission on Environmental Quality (TCEQ) for an uprating of the capacity, a renewal of the WWTP's Stormwater Permit and a renewal of the WWTP's Risk Management Plan and authorizing the City Manager to execute the work authorization.

- 10D.** [2016-5321](#) Discuss and consider action regarding future agenda items.

11. Discuss only

- 11A.** [2016-5322](#) 1.) Executive Session Item: Consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code and deliberation regarding real property pursuant to Chapter 551.072 of the Texas Government Code regarding the purchase, exchange, lease, transfer and/or sale of real property.

- 11B.** [2016-5323](#) 1.) Executive Session Item: Discussions regarding deliberations on economic development negotiations pursuant to Chapter 551.087 of the Texas Government Code and consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code for legal advice concerning economic development negotiations.

12. 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 November 4, 2016, 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 7-1-1 or may utilize the statewide Relay Texas program at 1-800-735-2988.