



City of Pflugerville

Meeting Agenda - Final

City Council

Tuesday, January 10, 2023

7:00 PM

1611 Pfennig Lane

Regular Meeting

1. Call to Order

2. Opening

A. Pledge of Allegiance to the Flag of the United States of America

B. Pledge of Allegiance to the Texas State Flag

C. Moment of Silence

3. Items of Community Interest

Pursuant to Texas Government Code Sec. 551.0415, a member of the governing body may make an announcement about items of community interest during a meeting of the governing body without having given notice of the subject of the announcement. "Items of community interest" includes:

- (1) expressions of thanks, congratulations, or condolence;
- (2) information regarding holiday schedules;
- (3) an honorary or salutory recognition of a public official, public employee, or other citizen, except that a discussion regarding a change in the status of a person's public office or public employment is not an honorary or salutory recognition for purposes of this subdivision;
- (4) a reminder about an upcoming event organized or sponsored by the governing body;
- (5) information regarding a social, ceremonial, or community event organized or sponsored by an entity other than the governing body that was attended or is scheduled to be attended by a member of the governing body or an official or employee of the political subdivision; and
- (6) announcements involving an imminent threat to the public health and safety of people in the political subdivision that has arisen after the posting of the agenda.

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. Other Actions

- 5A. [ORD-0692](#) Approving an ordinance on first reading with the caption reading: An ordinance of the City of Pflugerville, Texas, annexing, for full purposes, a tract of land totaling approximately .735 acres of land situated in the P. Conrad Survey, Abstract No. 107, in Travis County, Texas, being a portion of Meister Lane, a variable right-of-way width, of the real property records of Travis County, generally south of State Highway 45, North of New Meister Lane, and East of Schultz Lane; extending the boundaries of the city to include the land; and to be zoned Agriculture/Development Reserve (A); To be known as the Meister Lane Annexation; binding the land to all of the acts, ordinances, resolutions and regulations of the city; providing for severability; and providing an effective date.
- 5B. [ORD-0693](#) Approving an ordinance on first and final reading with the caption reading: An ordinance of the City of Pflugerville, Texas, adopting the first amendment to the FY23 Budget for the City of Pflugerville; and providing an effective date.
- 5C. [ORD-0682](#) Approving an ordinance on first and final reading with the caption reading: An ordinance of the City of Pflugerville, Texas, adopting the fourth amendment to the FY22 Budget for the City of Pflugerville; and providing an effective date.
- 5D. [ORD-0684](#) Approving an ordinance on second reading with the caption reading: An ordinance of the City of Pflugerville, Texas, amending the City of Pflugerville Code of Ordinances Title III Administration, Chapter 31 Departments, Boards, and Commissions, Section 31.60 Equity Commission, to amend Section 31.64 to amend officers and Section 31.67 to amend date of annual report; providing that this ordinance shall be cumulative and repealing all ordinances in conflict; providing for severability; and declaring an effective date.
- 5E. [ORD-0685](#) Approving an ordinance on second reading with the caption reading: An ordinance of the City of Pflugerville, Texas amending the City of Pflugerville Code of Ordinances Title III Administration, Chapter 31 Departments, Boards and Commissions, Sections 31.03 through 31.07 making amendments to the Library Board; providing that this ordinance shall be cumulative and repealing all ordinances in conflict; providing for severability; and declaring an effective date.

- 5F.** [ORD-0686](#) Approving an ordinance on second reading with the caption reading: An ordinance of the City of Pflugerville, Texas amending the City of Pflugerville Code of Ordinances Title IX General Regulations, Chapter 95 Parks and Recreation, Sections 95.23 through 95.27 making amendments to the Parks and Recreation Commission; providing that this ordinance shall be cumulative and repealing all ordinances in conflict; providing for severability; and declaring an effective date.
- 5G.** [ORD-0689](#) Approving an ordinance on second reading with the caption reading: An ordinance of the City of Pflugerville, Texas, Approving Amended Impact Fees and amending chapter 152, implementation of impact fee, of the code of ordinances for the City of Pflugerville, Texas to update the impact fees pursuant to Texas Local Government Code Chapter 395, Subchapter C; and providing an effective date.
- 5H.** [2023-0001](#) Approving the minutes of the December 13, 2022 Worksession, December 13, 2022 Regular Meeting, December 15, 2022 Notice of Quorum, and December 19, 2022 Worksession.
- 5I.** [2022-1195](#) Approving a Professional Services Agreement with H2O Partners, Inc. in the amount of \$98,240 for roadway condition analysis, and authorizing the City Manager to execute the same.
- 5J.** [2023-0003](#) Approving a contract with Patin Construction, LLC. in the amount of \$312,733 for construction associated with the Heatherwilde/Cheyenne Drainage improvements project, and authorizing the City Manager to execute the same.
- 5K.** [2023-0009](#) Approving a Work Authorization with CBRE, Inc. in the amount of \$126,500 for appraisal services associated with the Kelly Lane Phase 3 Roadway Improvements Project, and authorizing the City Manager to execute the same.
- 5L.** [2023-0010](#) Approving a Professional Services Agreement with Freese and Nichols, Inc. in the amount of \$69,105 for the preparation of the Water and Wastewater Master Plan Update, and authorizing the City Manager to execute the same.
- 5M.** [2023-0012](#) Approving a contract with T. Morales Company Electric & Controls Ltd. in the amount of \$7,106,645 for the pre-purchase of electrical equipment for the Wilbarger Creek Regional Wastewater Treatment Facility (WCRWWTF) Project, and authorizing the City Manager to execute the same.
- 5N.** [2023-0014](#) Approving the procurement of an air compressor system in the amount of \$72,712 and authorizing the City Manager to execute the same.
- 5O.** [2023-0024](#) Approving a Professional Services Agreement with Hayat Brown in the amount of \$297,782 for Financial and Transactional Advisor Services

- associated with the Downtown East Project, and authorizing the City Manager to execute the same.
- 5P. [2023-0037](#) Approving a Professional Services Agreement with CP&Y, Inc. in the amount of \$123,555 for Funding Support Services, and authorizing the City Manager to execute the same.
- 5Q. [2023-0043](#) Approving a Professional Services Agreement with Lakeside MUD # 5 for professional operations and maintenance services associated with the water and wastewater operations for the district, and authorizing the City Manager to execute the same.
- 5R. [RES-1067](#) Approving a Resolution with a caption reading: A Resolution of the City of Pflugerville, Texas authorizing the vacation, abandonment and release of two existing public wastewater pipeline easements located generally north of Pecan and east of Weiss Ln, originally granted to the City by easements recorded in Travis County Real Property Records Document Nos. 2020101338 and 2020101339 and associated with the Lakeside Meadows development.
- 5S. [RES-1068](#) Approving a resolution on declaration of official intent to reimburse for financed equipment.
- 5T. [RES-1069](#) Approving a resolution authorizing the City Manager to file a water rights application with the Texas Commission on Environmental Quality and authorizing the City Manager to act on behalf of the City of Pflugerville in all matters related to the application.

Action on the Consent Agenda

Items pulled from the consent agenda will be addressed under Item 8.

6. Public Hearings and Ordinances

- 6A. [ORD-0688](#) 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 and updating Chapter 53, Water and Sewers, Drought Contingency Plan and providing that violations of this ordinance are class C misdemeanors subject to fines not to exceed \$2,000.00; providing cumulative, repealer and severability clauses; providing for open meeting and establishing an effective date.

7. Regular Agenda

- 7A. [2023-0013](#) Conduct introductions and take action to make an appointment to the Pflugerville Community Development Corporation (PCDC) Board of Directors for one unexpired term ending December 31, 2023.

- 7B. [2023-0004](#) Conduct introductions and take action to make appointments to the Equity Commission for up to three regular members for two year terms and one alternate members for a one year term beginning January 1, 2023.
- 7C. [2023-0023](#) Discuss and consider selection of Griffin Swinnerton/Catellus as the master developer for Downtown East.
- 7D. [2023-0055](#) Executive Session Item: Consultation with legal counsel pursuant to Section 551.071 of the Texas Government Code regarding wastewater rates for various special districts.
- 7E. [2023-0031](#) 1.) Executive Session Item: Consultation with legal counsel regarding potential additional sales tax revenue pursuant to Section 551.071 of the Texas Government Code. 2.) Open Session Item: Discuss and consider action regarding potential additional sales tax revenue.
- 7F. [2023-0061](#) Discussion regarding provisioning, providing, and funding first response services.
- 7G. [2022-0247](#) Conduct a presentation regarding the Communications Department.
- 7H. [2022-1162](#) Discussion regarding fiber infrastructure.

8. Discuss and Consider Items Pulled from Consent Agenda

9. Adjourn

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.

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 January 6, 2023 at 5:00 PM pursuant to Section 551.041, Government Code.

Trista Evans, 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 contact Breanna Higgins at breannah@pflugervilletx.gov or 512-990-6129 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.